

F.SRC/NCTE/APSO0233/B.Ed./ {AP} /2022/ 138514

Date: -

02 JAN 2023

RESTORATION ORDER

WHEREAS, recognition u/s 14 (3)(a) of NCTE Act, 1993 was granted to the institution namely, **Sri Radhakrishna College of Education, Palakonda Revenue Division Vaddadivari Street, Palakonda, Srikakulam District, Andhra Pradesh-532440** vide order no. F.AP/NEW/B.Ed./196/SRO/NCTE/2002-2003/6153 dt. 26.03.2003 for conducting **B.Ed. course of one year from the academic session 2002-2003 with an annual intake of 100 students.**

2. **AND WHEREAS**, on promulgation of NCTE Regulations, 2014, the institution has submitted affidavit on 11.01.2015 for its willingness with an annual intake of 100 students in B.Ed. course and adherence of provisions of new Regulations. Thereafter, a Revised Provisional Recognition Order was issued to the institution on 26.05.2015 for conducting **B.Ed. course of two years duration with an annual intake of 100 students (two basic units) from the academic session 2015-16.**

4. **AND WHEREAS**, the institution has requested for reduction of intake from 2 basic units to 1 basic unit on 31.08.2016. Accordingly, as per the decision of the SRC in its 342nd Meeting held on 05th & 06th July, 2017 order dt. 21.07.2017 was issued by the SRC regarding reduction of intake.

5. **AND WHEREAS**, the SRC in its 369th Meeting held on 28.01.2019 considered the matter and the Committee decided that Show Cause Notice to be issued to all such institutions which have not submitted compliance. Accordingly, as per the decision of SRC Show Cause Notice was issued to the institution on 01.03.2019. The institution has submitted its reply on 18.03.2019.

6. **AND WHEREAS**, the SRC in its 381st Meeting held on 31st Oct & 01st Nov, 2019 considered the matter and decided to issue Final Show Cause Notice to the institution. Accordingly, as per the decision of SRC Final Show Cause Notice was issued to the institution on 29.12.2019. The institution has submitted its reply on 26.02.2020.

7. **AND WHEREAS**, the matter was further considered by the SRC in its 392nd Meeting held on 15th & 16th December, 2020 considered the matter and decided as under:-

"The original files of the Institution alongwith other related documents, NCTE Act, 1993, Regulations Guidelines issued by NCTE from time to time and documents furnished by the institution were carefully considered by the SRC and the following observations were made:-

1. *The management has not shifted its institution to its own permanent building which is in violation of the NCTE Regulations, 2002, 3(C).*

In addition to the above, the Committee also noted the reply submitted by the institution and found the following deficiencies: -

1. The institution has not submitted certified copy of land documents issued by concerned Tehsildar /Revenue Officer. (If the same are in Regional Language the institution is also required to submit notarized copy of English version of land documents).

2. The institution has submitted photocopy of Land Use Conversion Certificate. Wherein the following discrepancies found: -

(i) Survey No. not mentioned.

(ii) Purpose of LUC is mentioned agricultural Land from the date of vide registration CS.1046/2001 date 16.05.2001.

3. The institution has not submitted an attested/notarized copy of Non-Encumbrance Certificate issued by the Competent Authority. (i) The institution has submitted photocopy of Building Plan but the same was not approved by the competent authority. As per building plan built-up area not sufficient for B.Ed. 1unit. Multipurpose hall not mentioned in Building Plan.

4. The institution has submitted photocopy of Site Plan but not approved by competent authority.

5. The institution has submitted photocopy of Building Completion Certificate but survey No and built-up area not mentioned.

6. The institution has not submitted Letter regarding approval of faculty issued by the affiliating body submitted.

(i) The institution has not appointed the faculty of Performing Arts, Health & Physical Education and Fine Arts.

7. The institution has submitted copy of FDRs Rs.3Lakhs and 5Lakhs.

(i) FDR No.38863582122 Rs.3 Lakhs is individual name.

(ii) FDR No.34236838930 Rs.5 Lakhs is Matured on 25.09.2019.

(iii) The institution has not submitted the "Form A" issued by the respective Bank Manger towards creation of FDR of Rs.7lakhs and 5 lakhs, totalling Rs.12 lakh towards Endowment Fund & Reserve Fund into joint account for a duration of 5 years along with a copy of the FDRs. 8. Domain name of the website being run by the institution not submitted.

Hence, the Committee decided to **withdraw the recognition** granted to **Sri Radhakrishna College of Education, Palakonda Revenue Division, Vaddadivari Street, Palakonda Srikakulam Dt. Andhra Pradesh** for conducting **B.Ed. course** w.e.f. the 2020-21 academic session under clause 17(1) of NCTE Act, 1993 on the grounds mentioned above."

8. **AND WHEREAS**, as per the decision of SRC withdrawal order vide order no. F.SRO/NCTE/APSO0233/B.Ed./{AP}/2020/122099-2105 dt. 29.12.2020 was issued to the institution.

9. **AND WHEREAS**, aggrieved by the order of the SRC, the institution preferred an Appeal before the Appellate Authority of the NCTE. The Appellate Authority vide order no. File no. 89-241/E-276332/2022 Appeal/8th Meeting, 2022 APPLSRC202113929 dt. 16.11.2022 and the Council remands back the case. The Committee has decided since the Withdrawal order has been set aside by the appellate Committee, the SRC will issue restoration order to the institution.

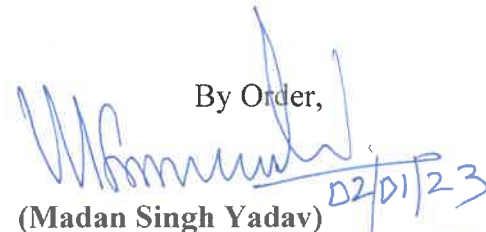


10. **AND WHEREAS**, the institution has filed writ petition bearing no. WP (C) 17653/2022 titled as Sri Radhakrishna College of Education VS NCTE & OTHERS before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court vide order dt. 23.12.2022 directed as under: -

6. In view of the above, the petition is allowed. Respondents are directed to issue a restoration order in terms of directions of the Appellate Authority within a period of 10 days from today. Respondents are also directed to display the name of Petitioner-College in the list/ category of recognised institutions for conducting B.Ed. course on their website. The same shall also be communicated to the affiliating university as well as the Department of Higher Education, Government of Andhra Pradesh to enable Petitioner College to participate in counselling and admission process for academic year 2022-23 and for subsequent years, unless a withdrawal order is passed subsequent to this order.

7. The petition is disposed of, along with all other pending application(s)."

11. **NOW THEREFORE**, in view of the order dt. 23.12.2022 passed by the Hon'ble High Court of Delhi and order dt. 16.11.2022 passed by the Appellate Authority, the status of **Sri Radhakrishna College of Education, Palakonda, Vaddadivari Street, Srikakulam, Andhra Pradesh – 532440** for B.Ed. programme for **one basic unit of 50 students** is recognised institution and is entitled to the benefits of recognition unless and until fresh withdrawal order is passed.

By Order,

(Madan Singh Yadav)
Regional Director

To,

✓ **The Principal,**
Sri Radhakrishna College of Education,
Palakonda, Vaddadivari Street, Srikakulam,
Andhra Pradesh – 532440.
Email id: - sriradhakrishnacollegeofedn@gamil.com

Copy to: -

✓ **The Registrar,**

Dr. B. R. Ambedkar University,
Ambedkar University Rd, Etcherla,
Andhra Pradesh-532410.

2. **The Education Secretary
(In charge of Higher Education),**
Department 'J' Block, 3rd Floor,
Secretariat Building Hyderabad,
Andhra Pradesh-500022.

3. **Institution File.**



Regional Director