

TO BE PUBLISHED IN GAZETTE OF INDIA PART - III SECTION - 4

F No.WRC/APW01726/223305/B.ED/2023/ 223121

Date: 17/5/2023

RESTORATION ORDER

WHEREAS, recognition was granted to the institution, namely LT. SARDAR SINGH SMRITI SHIKSHA SAMITEE, TAL DARWAJA, TIKAMGARH-472001, MADHYA PRADESH under Section 14 (3)(a) of NCTE Act, 1993 for conducting B.Ed. course of one year duration with an annual intake of 100 students from the academic session 2005-2006 vide order No.WRC/2-32/223305/76/2005/6217 dated 09.08.2005 followed by order No.WRC/5-6/APW01726/223305/75/2004/C-217 dated 15.06.2006.

2. **AND WHEREAS**, Revised Recognition order was issued to LT. SARDAR SINGH SMRITI SHIKSHA SAMITEE, TAL DARWAJA, TIKAMGARH-472001, MADHYA PRADESH vide order F.No.WRC/APW01726/223305/2015/148207,10,13,15,17,19,20,21,22 dated 31.05.2015 for **B.ED** course of two years duration with an annual intake of 100 students (two basic units of 50 students each) from the academic session 2015-16 subject to fulfilment of conditions mentioned therein.

3. **AND WHEREAS**, the institution did not submit compliance of conditions in light of NCTE Regulations 2014 as mentioned in the revised order.

4. **AND WHEREAS**, the matter was placed in 255th Meeting of WRC held on June 22-24, 2016 and the Committee decided that Show Cause Notice be issued to all such institutions which have not submitted compliance. Accordingly, Show Cause Notice under Section 17(1) was issued to the institution dated 30.08.2016 on the following:

(i) Originally notarized CLU, NEC, Building Plan and Building Completion Certificate.

5. **AND WHEREAS**, the reply of show cause notice was not submitted by the institution.

6. **AND WHEREAS**, the matter was placed in 268th Meeting of WRC held on February 9-11, 2017 and the Committee decided that "...Show Cause Notices be issued to the institutions as to why the number of units in the B.Ed. course, which were given by revised order, should not be reduced / reversed.". Accordingly, Show Cause Notice under Section 17(1) was issued to the institution dated 15.02.2017 and its reply was submitted by the institution vide letter dated 07.03.2017 received on 22.05.2017.

7. **AND WHEREAS**, the matter was placed in 310th Meeting of WRC held on August 19th-21st, 2019 and the Committee decided that:-

"The Show Cause Notice was issued to the institution vide letter dated 30/06/2016. and reply received on 22/05/2017.

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The summary of the case reveals that the reply was not submitted within the stipulated time of 30 days as per the Show Cause Notice.

Moreover, the staff profile for approved intake is not submitted in original. CLU, NEC, & Building Completion Certificate are also not submitted.

Hence, the committee decided to withdraw the recognition under Section 17(1) of the NCTE Act, 1993 for B.Ed. programme with effect from the end of the academic session next following the date of communication of the said order."

Accordingly, withdrawal order was issued to the institution dated 04.09.2019.

8. **AND WHEREAS**, the institution filed an appeal before the Appellate Authority at NCTE, New Delhi and the Appellate Authority vide order dated 15.07.2020 remanded back the case to WRC for revisiting the matter after the appellant institution submits to the Regional Committee, within 15 days of the issue of appeal order, all the required documents.

9. **AND WHEREAS**, being aggrieved the institution had approached to the Hon'ble High Court of Delhi at New Delhi in W.P. (C) No. 5322/2020 & CM No.19205/2020 and the Hon'ble Court had disposed of the case vide order dated 24.08.2020. The operative part of order is produced below:-

"... 5. Reference may be had to the order of this court dated 08.05.2019 in W.P.(C) No.4959/2019, titled as 'HICT Shiksha Mahavidyalaya v. National Council for Teacher Education & Anr.', passed by a Co-ordinate Bench, which reads as follows:

....
3. It is axiomatic, in law, that quashing of the order in appeal has necessarily to precede remand of the matter to the original authority.

4. In view thereof, I deem it appropriate to dispose of this writ petition, at this stage itself, by clarifying that the order dated 11th March, 2019, passed by the Appellate Committee in the NCTE, would be treated as quashing the withdrawal order dated 25th September, 2018 of the WRC, and, consequently, remanding the matter to the WRC for a reconsideration.

... "
6. In view of the above, the impugned withdrawal order of WRC dated 04.09.2019 is accordingly stands quashed. The petitioner is permitted to participate in the counselling for the current academic year i.e. 2020-21 subject to further orders that WRC may pass pursuant to the remand done by the appellate authority dated 15.07.2020."

Accordingly, counselling letter for the session 2020-2021 was issued to Commissioner, Higher Education, Govt. of Madhya Pradesh vide WRC letter dated 31.08.2020 with a copy endorsed to the institution.

10. **AND WHEREAS**, the institution had approached the Hon'ble High Court of Delhi at New Delhi in W.P. (C) No. 7100/2021 and the Hon'ble Court had disposed of the case vide order dated 28.07.2021. The operative part of order is produced below:-

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"...7. For the reasons aforesaid, it is directed that, for the academic year 2021-22 and subsequently, during the pendency of the remanded proceedings before the WRC until the passing of fresh withdrawal orders, if any, the institutions concerned will be entitled to participate in the counselling process and admit students. The NCTE is directed to restore the recognition of the petitioners by passing necessary orders to that effect within one week. It will also update its website to reflect this position and communicate the restored status of the petitioners to their respective affiliating universities and the concerned State Governments within one week from today."

Accordingly, counselling letter for the session 2021-2022 was issued to Commissioner, Higher Education, Govt. of Madhya Pradesh vide WRC letter dated 03.08.2021 with a copy endorsed to the institution.

11. **AND WHEREAS**, the institution had approached the Hon'ble High Court of Delhi at New Delhi in W.P. (C) No. 9464/2022 & CM APPL. 28259/2022 and the Hon'ble Court had disposed of the case vide order dated 19.07.2022. The operative part of order is produced below:-

"... 3. Counsel for Petitioner urges that despite the afore-noted directions, for the past two years, the WRC has not taken up the matter.

4. Considering the above limited prayer, the present petition is allowed with a direction to WRC to consider the reply of Petitioner and implement the order dated 15th July, 2020, within a period of three months from today.

5. With the above directions, the present petition is disposed of along with pending application."

12. **NOW THEREFORE**, as a part of compliance of order dated 19.07.2020 passed by the Hon'ble Court in the instant case, the recognition of the institution viz. LT. SARDAR SINGH SMRITI SHIKSHA SAMITEE, TAL DARWAJA, TIKAMGARH-472001, MADHYA PRADESH for B.Ed. course with an annual intake of 100 students (two basic units of 50 students each) is hereby restored until a fresh withdrawal order is issued by the WRC, NCTE.

The terms and conditions shall remain the same mentioned in the revised recognition order issued vide order dated 31.05.2015.

By Order,

Meetu Bharti

(DR. MEETU BHARTI)
REGIONAL DIRECTOR

To

The Manager to Govt of India Press
Department of Publications, (Gazette Section)
Civil Lines, Delhi-110054.

Copy to:-

1. The Principal, Lt. Sardar Singh Smriti Shiksha Samitee, Tal Darwaja, Tikamgarh-472001,
Madhya Pradesh

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2. The Secretary, Lt. Sardar Singh Smriti Shiksha Samitee, Tal- Darwaja, Tehsil & Dist. Tikamgarh, Madhya Pradesh.
3. The Secretary, Higher Education, Govt of Madhya Pradesh, Mantralaya, Bhopal-462011, Madhya Pradesh with a request to update the recognized list with the restoration order issued by WRC from the copy of order endorsed to you.
4. The Registrar, Maharaja Chhatrasal Bundelkhand University, Civil Lines Road, Panna Road, Chhatarpur, Madhya Pradesh, Pin Code-471001.
5. The Secretary, Department of School Education & Literacy, Ministry of Education, Govt. of India, Shastri Bhavan, New Delhi-110001.
6. The Under Secretary (IT & e-Gov), NCTE, G-7, Sector-10, Dwarka, New Delhi-110075.
- ✓ 7. IT Section, WRC - for uploading on Website.
8. Office Order / File No. APW01726/223305/B.ED.

Neeta Bhatt

REGIONAL DIRECTOR