

F. No. WRC/323029/B.Ed./310th/GUJ/2019/205622
RESTORATION ORDER

Date: 28/08/19

Whereas, recognition was granted to the institution, namely, Smt. KCM Shah B.Ed. College, (Run by Sarvoday Charitable Trust, Post – Kakanpu, Taluka-Godhara, District-Panchmahal, Gujarat-388713 under section 14 of NCTE Act, 1993 for conducting B.Ed. course with an annual intake of 100 students vide order no. WRC/5-6/46/2003/1313-1320 dt. 18.03.2004

2. And whereas, after the promulgation of NCTE (Recognition, Norms and Procedure) Regulations, 2014 vide notification dt. 28.11.2014, Smt. KCM Shah B.Ed. College, (Run by Sarvoday Charitable Trust, Post – Kakanpu, Taluka-Godhara, District-Panchmahal, Gujarat-388713 offering B.Ed. course was informed via email/public notice to submit a duly notarized affidavit as an acceptance of the NCTE Regulations, 2014 by the institution.

3. And whereas, after the receipt of affidavit dt. 06.01.2015 from the institution, a revised recognition order no. WRC/323029/2015/136456 dt. 25.05.2015 was issued to the institution for conducting B.Ed. Programme of two years duration with an annual intake of 100 students (Two basic units of 50 students each) from session 2015-16.

4. And Whereas, the matter was placed before the WRC in its 255th Meeting held on 30th – 31st May, 2017 and the Committee decided to issue show cause notice dt. 08.08.2016 to the institution.

5. And whereas, Institution has submitted reply dt. 03.10.2015 & 29.08.2016, and matter was placed before the WRC in its 294th meeting held on July 04th – 05th, 2018 and the Committee decided as follows:-

*"The case file was seen. Show Cause Notice was issued to the institution on 08.08.2016 regarding the submission of staff profile, Building Completion Certificate and FDRs. The institution replied on 29.08.2016 but did not enclosed the approved copy of the staff profile and additional FDRs for Rs.7.00 lakhs.
Hence, Recognition is withdrawn."*

6. And Whereas, a Withdrawal order no. WRC/323029/Guj./294th/2018/199209-199214 dt. 10.07.2018 was issued to the institution.

7. And Whereas, the institution has filed an appeal at NCTE Hqrs. New Delhi and the Appellant Authority vide order dt. 12.09.2018 has decided as follows:-

*"After perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the committee concluded that the matter deserved to be remanded to the WRC for revisiting the matter, after the appellant institution submits required documents and taking further action expeditiously.
The Council hereby remands back the case of Smt. K.C.M. Shah B.Ed. College, Kakanpur, Godhara, Gujarat to the WRC, Gujarat to the WRC, NCTE, for necessary action as indicated above."*

8. And whereas, replies was submitted by the institution dt. 25. 09. 2018 & 26.09.2018 and matter was placed before the WRC in its 299th meeting held on October 30th – November 1st, 2018 and the Committee decided as follows:-

"This is a case of Appeal. The Appellate Authority vide order dated 12.09.2018 has remanded the case to WRC for revisiting the matter after the appellant submits required documents and taking further action expeditiously."

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The institution vide reply dated 29.08.2016, 25.09.2018 & 25.06.2019 has requested for reduction of intake from two units to one unit. On perusal of the reply, the Committee observed that:-

- (i) The institution has submitted the approved staff list of 1+7 faculty members. As per NCTE Regulations, 2014, faculty is required for Fine Arts/Performing Arts & Physical Education.
- (ii) FDR for Rs.12.00 lakhs as required under clause 10(1) of NCTE Regulations, 2014 submitted.

Hence, the Committee decided that Show Cause Notice be issued to the institution. Reply should be submitted within one month, failing which recognition will be withdrawn u/s 17(1) of the NCTE Act, 1993".

9. And Whereas, a Show Cause Notice no. WRC/323029/299th/B.Ed./Guj./2018/200600-200602 dt. 15.11.2018 was issued to the institution for compliance of NCTE Regulations, 2014.

10. And Whereas, it filed W.P. No. 11545/2019 converted from SCA/20175/2019 before the Hon'ble High Court of Delhi At New Delhi dt. 03.07.2019 and thereafter, institution has submitted its replies dt. 31.05.2019 & 25.06.2019.

11. And Whereas, The matter was placed before the WRC in its 309th meeting of the WRC held July 23rd - 26th, 2019 and Committee decided as follows: -

"The committee considered the order dated 08/07/2019 passed by the Hon'ble High Court of Gujarat at Ahmedabad in SCA No. 11545/2019.

The committee considered the reply of the institution dated 31/05/2019 and observed that:

- The staff profile submitted by the institution is not NET/Ph.D. as per amended Regulations 9/6/2017. **Hence, the committee decided to confer last opportunity to the institution to submit the above within 30 days failing which withdrawal order dated 10/07/2018 shall stand."**

12. And Whereas, a Conveyed letter Stands no. WRC/323029/309th/B.Ed./Guj./2019/205160 - 205168 dt. 07.08.2019 was issued to the institution for compliance of NCTE Regulations, 2014.

13. And Whereas, Institution filed an S.C.A. No. 13873 of 2019 before the Hon'ble High Court of Gujarat At Ahmedabad dt. 13.08.2019.

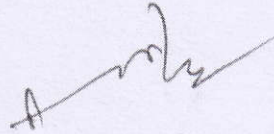
14. And whereas, reply was submitted by the institution dt. 07.08.2019 And Whereas, The matter was placed before the WRC in its 310th meeting of the WRC held on 19th - 21st, 2019 and Committee decided as follows: -

"The committee considered case in the light of the order dated 13/08/2019 passed by the Hon'ble High Court of Gujarat at Ahmedabad in SCA No. 13873/2019.

The committee considered the letter of the institution dated 07/08/2019 and observed that:

- The institution has submitted Staff profile along with letter of granting approval by the Affiliating University as per the NCTE Amended Regulations 9/6/2017.

Hence, the committee decided to restore the recognition of one basic unit of B.Ed. Programme."



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15. Now Therefore, the recognition granted to the institution vide revised recognition order no. WRC/323029/2015/136456 dt. 25.05.2015 for conducting B.Ed. course of two years duration with an annual intake of 50 seats (one basic unit of 50 students) has been restored and will remain continued.

16. It is also informed that the institution shall continue to follow the NCTE Regulations, 2014 and any deviation from it will be liable for action, against the institution, as defined under NCTE Act, 1993 and NCTE Regulations, 2014.

(Awadhesh Nayak)
Regional Director I/C

To:-


The Manager
Government of India press,
Department of Publications, (Gazette Section),
Civil Line, Delhi-110054

To,

✓ The Principal,
Smt. KCM Shah B.Ed. College,
Run by Sarvoday Charitable Trust,
Post – Kakanpu, Taluka-Godhara,
District-Panchmahal,
Gujarat-388713.

Copy to:-

1. The Registrar, Shri Govind Guru University, Godhara, Gujarat – 389001.
2. The Education Secretary, (Higher Education), Govt. of Gujarat, Mantralaya, Gandhinagar, Gujarat.
3. The Secretary, Department of School Education and Literacy, Ministry of Human Resource Development, Government of India, New Delhi.
4. The Secretary, Sarvoday Charitable Trust, Post Kakanpu, Taluka – Godhara, District – Panchmahal, Gujarat – 388713.
5. The Director, GSCERT, Vidhya Bhavan, Sector – 12, Gandhinagar, Gujarat.
6. The Computer Programmer, EDP Section, WRC, NCTE, G-7, Sector – 10, Dwarka, New Delhi – 110075.
7. The Under Secretary (EDP Section), National Council for Teacher Education, G-7, Sector – 10, Dwarka, New Delhi - 110075.
8. The legal Consultant, WRC, NCTE, G-7, Sector – 10, Dwarka, New Delhi – 110075.


Regional Director I/C