

File No. NRC/NCTE/NRCAPP-395/278<sup>th</sup> Meeting /2017/ 186581

Dated:

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

1 JAN 2018

REFUSAL ORDER

WHEREAS, in terms of Section 14/15(3)(b) of the NCTE Act, 1993 Venketeshwar Shiksha Samiti, Plot Number/Khasara No.- NA, Street/Road- Sultan Pur, Village/Town/City- Dhillo, Post Office- Sultan Pur, Tehsil/Taluka- Kumar Hatti, Town/City- Solan, District:- Solan(HP), State- Himachal Pradesh, Pin Code- 173229, had submitted an application to the Northern Regional Committee of NCTE for grant of recognition/permission to Venketeshwar Vidyapeeth, Plot Number/Khasara No.- 173/3/2, 173.173/3/4, Street/Road- Sultanpur, Village/Town/City- Dhillo, Post Office- Sultanpur, Tehsil/Taluka- Solan, Town/City- Solan, District:- Solan(HP), State- Himachal Pradesh, Pin Code- 173229, for D.El.Ed. Course of Two years' duration on 31.10.2009.

AND WHEREAS, the application of the institution was closed vide order dated 18.03.2010.

AND WHEREAS, the institution preferred an appeal dated 04.05.2010 before the Council (NCTE), New Delhi against the aforesaid order. The Council vide its order dated 19.07.2010 accepted the appeal and set-aside NRC's order dated 18.03.2010 with direction to the NRC to issue revised order in accordance with the decision taken by the Regional Committee

AND WHEREAS, in compliance of the appeal order, the case was considered by the NRC in its 163<sup>rd</sup> meeting held from 29<sup>th</sup> to 31<sup>st</sup> July, 2010 and it was decided that VT may be sent. Accordingly, the inspection of the institution was conducted on 28.10.2010.

AND WHEREAS, the matter was considered by NRC in its 180<sup>th</sup> meeting and it was decided to issue letter of intent clause 7(9) of the NCTE Regulations, 2009. Accordingly, letter of intent prior to under clause 7(9) of the NCTE Act, 2009 was issued to the institution on 07.07.2011.

AND WHEREAS, the institution submitted reply of letter of intent on 18.06.2012. The matter was placed before the NRC in its 201<sup>st</sup> meeting held on 12<sup>th</sup> to 15<sup>th</sup> July, 2012 and the Committee decided that the request of the institution is considered and decided to send visiting team after obtaining Rs. 40,000/- from the institution. Accordingly, letter was issued to the institution on 07.08.2012 to deposit the required fee.

AND WHEREAS, letter dated 26.07.2012 was received from the institution in the office of NRC on 27.07.2012 alongwith the required fee of Rs. 40,000/- (DD No. 109314) dated 24.07.2012 requesting to consider the matter.

AND WHEREAS, the matter was considered by the NRC in its 216<sup>th</sup> meeting held from 27<sup>th</sup> to 28<sup>th</sup> June, 2013 and the Committee decided to constitute VT. The inspection was conducted on 29.04.2016.

AND WHEREAS, the VTR was placed before the NRC in its 221<sup>st</sup> meeting held on 15<sup>th</sup> to 17<sup>th</sup> November, 2013 and the Committee decided to issue show cause notice on the following grounds:-

- The institution refused to get it inspected by the visiting team.
- Notarized copy of change of land use certificate under clause 143 of UP land Act issued by the competent authority has not been submitted.

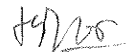
Accordingly, SCN was issued on 20.12.2013.

AND WHEREAS, the institution did not submit reply of Show Cause Notice. The matter was considered by NRC in its 228<sup>th</sup> meeting held on 20<sup>th</sup> May, 2016. The Committee decided to refuse recognition to the institution on the following grounds:-

- The institution has not replied to the show cause notice dt. 20.12.2013 regarding faculty for the existing B.Ed. programme and their salary details.

Accordingly, a Refusal Order was issued on 04.07.2016.

AND WHEREAS, the institute preferred an appeal. The appellate authority passed an order dated 29.05.2017 as under:-  
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 appeal deserves to be remanded to NRC for considering the replies dated 15.01.2014 and 18.03.2015 copies of which are required to be submitted by appellant institution to NRC Jaipur within 15 days of the issue of appeal orders.



- The council hereby remands back the case of Venkateshwar Vidyapeeth, Solan, Himachal Pradesh to the NRC, NCTE, for necessary action as indicated above.
- The institution has submitted the copy of reply dated 15.01.2014 and 18.03.2015 as per direction of Appeal Committee.

AND WHEREAS, the matter was placed before the NRC in its Emergent Meeting and 275<sup>th</sup> meeting held on 16<sup>th</sup> to 18<sup>th</sup> and 19<sup>th</sup> to 21<sup>st</sup> September, 2017 and the Committee decided to issue show cause notice on the following grounds:-  
In compliance of the Appeal Order 29.05.2017, NRC considered the case and the following observations were made:-

- The applicant institution submitted an application in which the name of the proposed course has been mentioned as D.E.C.Ed.
- The VT report dated 05.10.2013 has mentioned the name of the proposed course as D.El.Ed.
- VT report has mentioned the total built-up area for the proposed course as 1000 Sq. Mtr. only.
- The list of the teachers for B.Ed. course approved by the affiliating University has not been submitted by the applicant institution along with its letter 01.07.2017.

Accordingly, SCN was issued on 28.09.2017.

AND WHEREAS, the institution submitted reply of Show Cause Notice on 17.11.2017. The matter was considered by NRC in its 278<sup>th</sup> held on 19<sup>th</sup> to 20<sup>th</sup> December, 2017. The Committee decided to refuse recognition to the institution on the following grounds:-

*After directions of Appeal Committee, the file was re-examined and accordingly SCN was issued. The institution has not submitted the reply of SCN, issued on the following grounds:-*

- The institution has not submitted the certified registered land documents issued by the Registering Authority or civil authority concerned.
- The institution has not submitted the Land Use Certificate issued by the Competent Authority to use the land for educational purpose.
- The institution has not submitted the Non-Encumbrance certificate issued by the Competent Authority indicating that the land is free from all encumbrances.

NOW THEREFORE, in exercise of the powers vested under section 14/15 (3) (b) of NCTE Act, 1993, the Northern Regional Committee hereby refuses recognition/permission sought by the institution i.e Venkateshwar Vidyapeeth, Plot Number/Khasara No.- 173/3/2, 173.173/3/4, Street/Road- Sultanpur, Village/Town/City- Dhillo, Post Office- Sultanpur, Tehsil/Taluka- Solan, Town/City- Solan, District:- Solan(HP), State- Himachal Pradesh, Pin Code- 173229, for D.El.Ed. Course on the ground mentioned above.

If the institution is not satisfied with the order, it may prefer an appeal under Section 18 of NCTE Act, 1993 through "online mode" available on NCTE's website [www.ncte-india.org](http://www.ncte-india.org) within 60 days from the date of issue of this order. The guidelines for filing appeal may be seen on NCTE website.

By Order,



(Satish Gupta)  
Regional Director (I/C)

To,

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

Copy to: -

1. **The Manager/Secretary,**  
Venketeshwar Shiksha Samiti,  
Plot Number/Khasara No.- NA,  
Street/Road- Sultan Pur, Village/Town/City- Dhillio,  
Post Office- Sultan Pur, Tehsil/Taluka- Kumar Hatti,  
Town/City- Solan, District:- Solan(HP),  
State- Himachal Pradesh, Pin Code- 173229
2. **The Principal/ Correspondent,**  
Venketeshwar Vidyapeeth,  
Plot Number/Khasara No.- 173/3/2, 173.173/3/4,  
Street/Road- Sultanpur, Village/Town/City- Dhillio,  
Post Office- Sultanpur, Tehsil/Taluka- Solan,  
Town/City- Solan, District:- Solan(HP),  
State- Himachal Pradesh, Pin Code- 173229
3. **The Director,**  
Himachal Pradesh Board Dharamshala.
4. **The Principal Secretary, (Basic Education),**  
Government of Himachal Pradesh,  
H.P. Secretariat, Shimla-171001.
5. **The Secretary,**  
Ministry of Human Resource Development  
(Department fo School Education and Literacy),  
Shastri Bhawan, New Delhi-110001.
6. **The Under Secretary (EDP),**  
National Council for Teacher Education,  
Hans Bhawan, Wing-II, Bhadurshah Zafar Marg,  
New Delhi-110002.
7. **The Computer Programmer, NRC, NCTE for uploading on website.**
8. **Institution file.**
9. **Guard file.**

  
Regional Director (I/C)