

National Council for Teacher Education
Eastern Regional Committee
(A Statutory Body of the Govt. of India)
15, Neelakantha Nagar, Nayapalli, Bhubaneswar-751012
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TO BE PUBLISHED IN GAZETTE OF INDIA PART – III, SECTION 4

File No.WB-S/E-13/97

Ref: F.No.89-510/2010-Appeal/A23199/5079

ERC/7-111.4.1.2/2010/

Sept. 22nd, 2010

Order

WHEREAS recognition was granted to the institute **Vinaya Bhavan, Deptt. of Education, Visva Bharati, Santi Niketan, Birbhum, West Bengal-731235** under Section 14 of NCTE Act, 1993 for conducting **B.Ed. Course** with an annual intake of 125 from academic session 1998-1999; vide order No. ERC/ 61(8)/98/718 dated 18.11.1998. Further the permission for additional intake of 75 (Seventy five) was sanctioned by ERC vide order/permission letter No.ERC/7-15/2000/2004 Dt.18.10.2000 thereby making the total annual intake of the institution to 200 (two hundred).

2. WHEREAS on the basis of complaint received against the institution namely **Vinaya Bhavan, Deptt. of Education, Visva Bharati, Santi Niketan, Birbhum, West Bengal-731235**, the Eastern Regional Committee considered the matter in its 101st ERC meeting held on 6th-8th October, 2009 and decided to inspect the institution before taking further action U/S 17 of the NCTE Act.

3. AND WHEREAS, the inspection of the institution U/S 17 was conducted on 13.11.2009.

4. AND WHEREAS, the matter was considered by the ERC in its 103rd meeting held on 29th – 31st December 2009 meeting of ERC whereby the committee noted that the following deficiencies exist vis-à-vis NCTE norms:-

- (i) The institution was granted recognition/permission for an intake of 200 students. As per the VT, the institution has admitted 272 students, which is more than the approved intake.



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- (ii) As per the VT, the faculty members were not present during the inspection, the required documents for verification of the faculty were not provided to the Visiting Team.
- (iii) As per the VT, infrastructural facilities including teaching standards were found to be unacceptable.
- (iv) The institution does not require number of faculties for running the course for 200 students.
- (v) The detail of teaching staff is not in prescribed format.
- (vi) Details of Bio-Data not submitted.
- (vii) List of teaching staff is not countersigned by the Affiliating body.
- (viii) As per VT no permanent Principal is appointed.
- (ix) Ladies hostel does not have any boundary wall, proper security. Roads, buildings and equipments inside the campus are poorly maintained.

5. AND WHEREAS the ERC directed that an opportunity be given to the institution to make a written representation within 30 days from the date of issue of the letter before withdrawal of recognition / permission as per provisions contained under Section 17 of the NCTE Act on account of deficiencies as mentioned above and therefore, a show cause notice was issued to the institution on 08.01.2010.

6. AND WHEREAS the matter was again considered by the Eastern Regional Committee in its 105th meeting held on 09-11, March 2010 and having taken into consideration all the relevant facts of the case, it was decided to withdraw recognition for conducting B.Ed. course from academic session , 2010 – 2011.

7. AND WHEREAS, recognition / permission to **Vinaya Bhavan, Deptt. of Education, Visva Bharati, Santi Niketan, Birbhum, West Bengal-731235** for the **B.Ed. Course** in terms of Section 17(1) of the NCTE Act, 1993 was withdrawn from academic session 2010 – 2011 on the following grounds vide order No.ERC/7-105.9.2/2010/3759 Dt.17.04.2010.



- (i) The institution was granted recognition / permission for an intake of 200 students. The institution has admitted 272 students in 2009-2010 and 236 in 2008-09 which is more than permitted intake.
- (ii) Required number of teaching staff for 200 intake are not appointed. It has appointed Guest lecturers in place of regular staff which is not as per NCTE norms.
- (iii) Affidavit on Rs.10/- stamp paper by Head and the teaching staff along with the mark sheet and certificate not submitted.

8. AND WHEREAS the Institution, **Vinaya Bhavan, Deptt. of Education, Visva Bharati, Santi Niketan, Birbhum, West Bengal-731235** preferred an appeal dated 21.05.2010 to the National Council for Teacher Education, New Delhi under Section 18 of the NCTE Act, 1993 against the above said Order.

9. AND WHEREAS as per the Appeal Order Prof. Benudhar Chnara, Head of the Department and Prof. Brajanath Kundu, Deen, Vinaya Bhavan, Deptt. of Education, Visva Bharti, Birbhum, West Bengal presented the case of the appellant institution on 15.07.2010. In the appeal and during personal presentation it was submitted that the institution was compelled to increase the intake of students due to U.G.C. stipulated regarding OBC quota in addition to normal seats. The university had applied to ERC on 03.02.2009 and 16.05.2009 for the approval of the increased intake of 72 students over the permitted intake of 200 students. The university has sanctioned 18 teaching posts for conducting B.Ed. and M.A. (Education) programmes and at present the Department has strength of 15 regular staff and the remaining 3 would be shortly recruited for which the process is in advance stage; Affidavits of Head and teaching staff, on Rs.10/- stamp paper along with attested copies of mark sheets and certificates for the appointed regular faculties are submitted.

10. AND WHEREAS the Council noted that ERC vide its order dt.18.11.98 sanctioned 125 intake in the B.Ed. programme from the academic session 1998-99 and an additional intake of 75 vide ERC's order dt.18.10.2010, thereby making the total intake of the institution to 200. The University in addition to the existing 200 intake further admitted 72 students more, to accommodate the OBC quota without the prior approval of the NCTE and this sort of enhancement intake on its own by the



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university is contrary to the provision of the NCTE Act. It further noted that the university had been conducting B.Ed. programme and M.A. (Education) and the University has so far appointed only 15 posts as on regular basis and the remaining 3 lecturer posts are vacant (lecturers in psychology, weaving and wood work) as they could not find a suitable candidate hence they advertised again on 16.04.2010 for three lecturer posts alongwith a post of reader in education. And this existing 15 regular teaching staff cannot cater to the needs of 200 intake of B.Ed. and M.A. (Education) programmes. In view of the above the Council came to the conclusion that the case may be remanded to the ERC for restoring the recognition for the institution of only basic unit of B.Ed. and its additional unit of 100 students be withdrawn.

11. AND WHEREAS after perusal of documents, memorandum of appeal, affidavit and after considering oral arguments advanced during the hearing, the Council reached the conclusion that there was adequate ground to accept the appeal, set aside ERC's order dated 17-04-2010 and remand the case to ERC for restoring the recognition for the institution viz **Vinaya Bhavan, Deptt. of Education, Visva Bharati, Santi Niketan, Birbhum, West Bengal-731235** of only basic unit (100 students) of B.Ed. and its additional unit of 100 students be withdrawn vide appeal order No.F.No.89-510/2010-Appeal/A23199 Dt.23.08.2010.

12. The original file along with other documents, the order of the appellate authority and Rules and Regulation, norms and Standards, NCTE Act were placed before the Committee in 111th ERC meeting and the Committee noted the decision of the appellate authority.

13. NOW, THEREFORE, as per the appeal order dt.23.08.2010 and in exercise of the powers vested under Section 14(3)(a) of the NCTE Act, 1993, the Eastern Regional Committee hereby restores the recognition for **Vinaya Bhavan, Deptt. of Education, Visva Bharati, Santi Niketan, Birbhum, West Bengal-731235** for conducting **B.Ed. Course of one year** duration with an annual intake of **100 students only** under clause 7(11) of NCTE (Recognition Norms & Procedure) existing Regulation in vogue subject to fulfillment of the following:

- (i) The institution shall comply with the various other norms and standards prescribed in the NCTE regulations, as amended from time to time.



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- (ii) The institution shall ensure that the required number of academic staff for conducting the course is always in position.

14. Further, the recognition is subject to fulfillment of all such other requirements as may be prescribed by other regulatory bodies like UGC, affiliating University/ Body, the State Government etc, as applicable.

15. The institution shall submit to the Regional Committee a Self-Appraisal Report at the end of each academic year along the statement of annual accounts duly audited by a Chartered Accountant.

16. The institution shall maintain & update its Web-site as per provisions of NCTE Regulations and always display following as mandatory disclosure:-

- (i) Copy of the Application Form
- (ii) Land and Building Particulars
- (iii) Staff Profile
- (iv) Recognition letter
- (v) Information for having fulfilled the norms & standard and other required conditions.

17. If the institution contravenes any of the above conditions or the provisions of the NCTE Act, Rules, Regulations and Orders made or issued there under, the Regional Committee shall withdraw the recognition as under the provisions of Section 17(1) of the NCTE Act.



Regional Director

Encl: As above

The Manager to Govt. of India

Department of Publications, (Gazette Section)

Civil Lines, Delhi – 110 054

C.C.

1. The Head, **Vinaya Bhavan, Deptt. of Education, Visva Bharati, Santi Niketan, Birbhum, West Bengal-731235.**

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2. The Secretary to Government of West Bengal, Department of Higher Education, 6th Floor, Bikash Bhawan, Salt Lake, Kolkata West Bengal - 700091.
3. The Registrar, Visva Bharati University, Santiniketan, Birbhum, West Bengal - 731235.
4. The Director of Public Instruction, Govt. of West Bengal, 6th Floor, Bikash Bhawan, Salt Lake, Kolkata, West Bengal- 700 091.
5. The Secretary, Dept. of School Education and Literacy, Ministry of Human Resource Development, Govt. of India, Shastri Bhawan, New Delhi - 110001.
6. The US (Computer), National Council for Teacher Education, Hans Bhawan Wing -II, Bahadur Shah Zafar Marg, New Delhi-110 002.
7. Office Order file / Institution file.



Regional Director