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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 16148/2022

MANDSAUR INSTITUTE OF EDUCATION Petitioner

Through: Mr. Ravi Kant and Mr. Mayank
Manish, Advocates.

versus

NATIONAL COUNCIL FOR TEACHER
EDUCATION AND ANR. Respondents

Through: Mr. Rahul Madan, Standing Counsel.

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

23.11.2022

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1. Issue notice. Mr. Rahul Madan, Standing Counsel, accepts notice on behalf of Respondents.
2. Considering the nature of relief sought in the present petition, no counter affidavit is deemed necessary, and with consent of counsel, petition is taken up for disposal today itself.
3. The grievance of Petitioner-College is limited to non-issuance of restoration order for recognition of B.Ed. course. Petitioner-College was granted recognition by Western Regional Committee ["WRC"] *vide* order dated 26th February, 2008. Thereafter, pursuant to NCTE (Recognition Norms and Procedure) Regulations, 2014, a revised recognition order dated 31st May, 2015 was issued to Petitioner-College. Subsequently, the recognition of Petitioner-College was withdrawn by WRC *vide* order dated

25th April, 2019 [hereinafter “*withdrawal order*”]. Petitioner then availed statutory remedy of filing an appeal before Appellate Authority of National Council for Teacher Education, wherein *vide* order dated 10th September, 2021 [hereinafter “*Remand Order*”], the matter was remanded to WRC for fresh consideration. The operative portion thereof reads as under: -

“IV. DECISION:

NOW THEREFORE, after perusal of the Memoranda of Appeal, affidavit, documents on record and submissions made during online presentation of the appeal case, Appeal Committee of the Council concluded to set aside the impugned order of withdrawal dated 25/04/2019 and remand back the case of Mandsaur Institute of Education, Mandsaur, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.”

4. In order to give effect to above directions, restoration order ought to have been issued by Respondents within a period of 15 days from the date of remand order, in terms of directions issued by a co-ordinate Bench of this Court in *Arihant College & Anr. v. National Council for Teacher Education & Anr.*¹, which is admittedly not done.

5. For the fore-going reason, the petition is allowed. Respondents are directed to issue a restoration order in terms of directions of the Appellate Authority within a period of two weeks 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 Madhya Pradesh to enable Petitioner-College to participate in counselling and admission process for

¹ W.P. (C) 7260/2021 dated 30th July, 2021.

academic year 2022-23 and for subsequent years, unless a withdrawal order is passed subsequent to this order.

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

SANJEEV NARULA, J

NOVEMBER 23, 2022

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