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* IN THE HIGH COURT OF DELHI AT NEW DELHI

Date of Decision: 30.04.2026

+ W.P.(C) 5691/2026, CM APPL. 27989/2026

MANDIYA T.T. COLLEGE

.....Petitioner

Through: Mr. Sanjay sharawat Sr. Advocate
Mr. Mayank Manish, Mr. Ravi Kant
Mr. Vineet Upadhyay and Mr. Ayush
Aanand. Advocates.

versus

NATIONAL COUNCIL FOR TEACHER EDUCATION AND ANR

.....Respondents

Through: Mr. Anuj Kapoor, Mr. Shivom Sethi,
Advts.

CORAM:

HON'BLE MR. JUSTICE JASMEET SINGH

: **JASMEET SINGH, J (ORAL)**

1. This is a writ petition filed under Article 226 of the Constitution of India seeking the following prayers :-

“(a) issue a Writ of Certiorari thereby quashing of the Refusal Order dated 09.04.2026 issued by the Respondent No.2, whereby it has refused the Application submitted by Petitioner Institution for transition of its B.A. B.Ed. / B.Sc. B.Ed. course to Integrated Teacher Education Programme for the Academic Session 2026-27; in an arbitrary and illegal manner; and

(b) issue a Writ of Mandamus thereby directing the Respondent No.2 to conduct inspection of the Petitioner



Institution and to decide its application for grant of recognition for transition of its B.A. B.Ed. / B.Sc. B.Ed. course to Integrated Teacher Education Programme from ensuing academic session; expeditiously and preferably within a period of four weeks;... ”

2. The notice in the matter was issued on 27.04.2026 and Mr. Kapoor, learned counsel for the respondents, has been heard in opposition of the present petition.
3. The brief facts of the present case are that the petitioner College is an institute situated at Khasra No. 227/731/3 Neem Ka Thana, District Sikar, Rajasthan and was granted recognition on 17.09.2008 for running a B.Ed course with an annual intake of 100 students.
4. The respondent No. 2 *vide* recognition order dated 04.07.2016, granted the petitioner College recognition in terms of NCTE regulations for running courses of B.A. B.Ed./B.Sc. B.Ed (four years duration) for the academic session 2016-2017, with an intake of 100 students.
5. On 05.02. 2024, the respondent No. 1 issued a public notice inviting applications from institutions for transition from already running B.A. B.Ed./B.Sc. B.Ed (four-year integrated program) to Integrated Teacher Education Programme (ITEP). In accordance with this notification, the petitioner applied for the conversion of its programs to ITEP on 04.10.2025.
6. Pursuant thereto, the respondent No. 2 in its 445th (Part-III) meeting dated 07.01.2026-10.01.2026, decided to issue a show cause notice to the petitioner seeking submission of various documents pertaining to land. It is pertinent to mention that the said show cause notice correctly mentioned the land of the petitioner at Khasra no. 227/731/3.



7. The petitioner College had duly submitted its response and supplied requisite documents in response required to cure the deficiencies in the application of the petitioner.

8. Thereafter, the respondent No. 2 in its 450th meeting dated 17.02.2026-20.02.2026, issued a second show cause notice. However, there were material deficiencies in the said notice, some of which are relevant for the purpose of adjudicating the present petition. Accordingly, the relevant paragraphs of the final minutes of 450th meeting of the respondent No. 2/second show cause, read as under:

“i. The website is required to be functional and updated in compliance to Clause 7(14)(i), 8(6), 8(14) and 10(3) of NCTE Regulations, 2014 as amended from time to time. ii. Authorization letter on the stamp paper as per admissible government rate is not uploaded.

iii. The institution is required to upload the complete details of Society/Trust/Members with Aadhar and PAN number issued by the Competent Government Authority.

iv. The Institution is required to upload information of all programme/courses run by institution in the campus and the institution is required to upload year-wise the admitted students list in respect of all running programme(s) countersigned by Affiliating University

v. For confirming the institution's eligible for transition into ITEP course as it is Collaboration institution is required to upload the affiliation order of liberal arts, science and commerce all programmes run by them with approved intake



capacity and present intake capacity as a Multi-Disciplinary Institution.

vi. The Institution is required to upload the Authorization letter on the stamp paper as per admissible government rate.

vii. The institution is required to upload the Noc of affiliating body no F.14/()/ACAD. II/MDSU/2025/3693 dated 27/01/2025 as mentioned in the portal

viii. The institution has uploaded Form No 10 AC. The institution is required to upload the Exemption Certificate (Form 12A) issued by the Income Tax Department or issued by government competent authority

ix. The institution is required to should provide proof that all khasara number i.e. Kh. No. 2504,2503/3are a single plot, upload a proof issued by government competent authority. The institution is required to upload certified land documents clearly mentioning all the Khasra Nos. issued by Competent Authority of State Government showing that the building is situated on a single plot.

x. Kh. No. mentioned in the land documents is 2504 and 2503/2 but the jamabndi is attached of Kh. No. 2303/3 and 2504 which is mismatch and the Kh. No. 2504,2503/3 is submitted by the institution in particulars. Documents of Kh. No. 2503/3 is not uploaded by the institution. The total land area is mentioned by the institution is 6323 sq.m. but in document 1391 sq.m of Kh.No. 2503/2 is mentioned and 1bigha 19 biswa (1270.9+2529.29) sq.m of Kh. No. 2504 is



mentioned which is mismatch. The Khasra nos. and land area mismatch among the uploaded documents. The land documents of Khasra no. 2503/3 are not uploaded by the institution. The land area mentioned on the online portal, Affidavit and Sale Deed mismatch.

xi. The institution has not uploaded Affidavit Rs. 100/- in prescribed format regarding land documents .The land area is mentioned in the Certified land document is Khasra no. 2504 (area 1Bigha and 19 Bissa) and 2503/2 (area 4 Bigha 03 Bissa) and the mentioned in the Land details area is 6523 sq. mts. Both are mismatch.

xii. This institution is required to upload Certified land documents mentioning all Khasra No. is issued by the Competent Government Authority. xiii. The institution is required to upload latest Non-Encumbrance Certificate (NEC) issued by Competent Authority of State Government.

xiv. The institution is required to upload Building Plan approved by the Competent Authority of State Government mentioning the name of institution, Khasra/Plot/Survey No. and mentioning the total land area and total built-up area earmarked for each course being run in the premises and the demarcated land and built-up area for the teacher education programmes including multi-disciplinary programmes.

xv. The institution is required to upload Building Safety Certificate in adherence of safety guidelines as prescribed by National/State Disaster Management Authority issued by



Competent Government Authority.

xvi. The institution is required to upload geotag photos with different angles of Lift, Ramp, Electricity, Safe Drinking Water and Accessible Toilet indicating the longitude and latitude with date of photograph.

xvii. The institution is required to upload geotag photos with different angles of front view, rear view, multipurpose hall, library, lab 1, lab 2, lab 3 and playground indicating the longitude and latitude with date of photograph.

xviii. The institution is required to upload latest Building Completion Certificate (BCC) in the prescribed format of NCTE (17 points) issued by the Competent Government Authority for all the courses being conducted in the premises.

xix. The institution has not uploaded the certificate issued by the Government of Rajasthan justifying the requirement for a teacher education programme in the area, as required under Clause 4.3(i) of the NCTE Guidelines for transforming into Multidisciplinary Institutions.

xx. The institution is required to upload the list of teaching staff of all Education Faculty Programmed duly approved and countersigned by its affiliating body. The institution is required to upload the bank statement of last six months indicating the transaction of the salary / remuneration to its teaching staff.

xxi. The institution is required to upload Land Use Certificate (CLU) as per Rajasthan Urban Arese (Permission



for use of Agricultural Land for Non-Agricultural Purposes and Allotment) Rules, 2012 in Form-11 of Rule 7(1) while mentioning all Khasra/Plot/Survey No. issued by Competent Government Authority.

xxii. The institution is conducting degree courses i.e. B.A. intake (400), BSc. intake (70), M.A. (Geographic) intake (40), M.A. (Hindi) intake (40), combined intake of 550. The sufficiency of land and built-up area for 550 intake of multidisciplinary courses and 100 intake for B.A.B.Ed. / B.Sc. B.Ed. and 100 intake for B.Ed. course cannot be ascertained. Since the institution has mentioned the total built-up area 6323sq.mts. Out of which the entire built-up area is earmarked for the teacher education programme as per the BCC is uploaded by it. No built area is earmarked for teacher education.

xxiii. The institution has expressed its intention to become a multidisciplinary institution through 'Collaboration', as stipulated in the NCTE Guidelines for transforming NCTE recognized stand-alone teacher education institutions into multidisciplinary higher education institutions.

xxiv. The proposal for collaboration between the institutions has not been approved by their affiliating university, as required under Clause 4.3(a) of the NCTE Guidelines for transforming into Multidisciplinary Institutions.

xxv. The institution has not uploaded documentary evidence that both institutions proposed for collaboration are



affiliated with the same university proper letter be issued by concern government competent authority.

xxvi. The proposal for collaboration between the institutions has not been approved by their affiliating university, as required under Clause 4.3(a) of the NCTE Guidelines for transforming into Multidisciplinary Institutions.”

9. The petitioner College duly responded to the second show cause notice highlighting the factual mistakes in the said show cause notice. Thereafter, the respondent passed the impugned order dated 09.04.2026, which is important and reads as under:



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NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)

(A Statutory Body of the Government of India)

Western Regional Committee.G-7, Sector-10, Dwaraka, New-Delhi - 110075

F.No.NCTE/WRC/2627202509172640/RAJASTHAN/2025/REJC/1638

Dated: 09/04/2026

TO BE PUBLISHED IN GAZETTE OF INDIA PART III SECTION 4**REFUSAL ORDER**

WHEREAS, in terms of Section 14/15(1) of the NCTE Act, Mandiya Shiksha Samiti, Mandiya Nagar, Near Police Station, Neem Ka Thana, Neem Ka Thana, Sikar, Rajasthan-332713 has applied for Grant of Recognition to Mandiya T T College, Mandiya Nagar, Near Kotwali Police Station, Neem Ka Thana, Neem Ka Thana, Sikar, Rajasthan-332713 for Integrated Teacher Education Programme (Itep) course/programme online on 04/10/2025 in the Western Regional Committee, NCTE, for the session 2026-27.

2. AND WHEREAS, the Western Regional Committee in its WRC Meeting has considered the application submitted online by the institution, along with related on dated 07/01/2026 in Meeting No. 445 (Part-III) and has decided to provide reasonable opportunity for making written representation before passing Refusal order under clause 14 / 15 (3)(b) of NCTE Act, 1993 on the following grounds:

Sr. No.	SCN Ground(s)
1	The institution is required to upload the certificate issued by the Government of Rajasthan justifying the requirement for a teacher education programme in the area, as required under Clause 4.3(i) of the NCTE Guidelines for transforming into Multidisciplinary Institutions.
2	The institution is required to upload a certificate to the effect that the proposal for collaboration between the institutions has been approved by their affiliating university, as required under Clause 4.3(a) of the NCTE Guidelines for transforming into Multidisciplinary Institutions.
3	The institution is required to upload documentary evidence that both institutions proposed for collaboration are affiliated with the same university.
4	The institution is required to upload documentary evidence confirming that 'Mandiya T. T. College, Mandiya Nagar, Near Kotwali Police Station Neem Ka Thana' and 'Mandiya College Near, Kotwali Police station, Neem Ka Thana, are situated within the radius of 10 Kilometers, as required under Clause 4.3(a) of the NCTE Guidelines for transforming into Multidisciplinary Institutions issued by government competent authority on their proper letter head.
5	For confirming the institution's eligible for transition into ITEP course as it is Collaboration, institution is required to upload the affiliation order of liberal arts, science and commerce all programmes run by them with intake capacity as a Multi-Disciplinary Institution.



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6	The Institution is required to upload the category of Institution in the institution details.
7	The institution has expressed its intention to become a multidisciplinary institution through collaboration, as stipulated in the NCTE Guidelines for transforming NCTE recognized stand-alone teacher education institutions into multidisciplinary higher education institutions.
8	The website of the institution is not functional. The website is required to be functional and updated in compliance to Clause 7(14)(i), 8(6), 8(14) and 10(3) of NCTE Regulations, 2014 as amended from time to time.
9	The Institution is required to upload the Authorization letter on the stamp paper as per admissible government rate.
10	The institution is required to upload the NOC of affiliating body letter No.37763 dated 1/07/2025 as mentioned in the portal.
11	The institution is required to upload Not-for-Profit Certificate issued by Competent Authority of State Government.
12	In the column of Society/Trust/Company members information, the institution has filled information of Chairman/president/Secretary and treasurer with PAN & Aadhar no. only. It is required to mention all Society members with PAN & Aadhar No.
13	The institution is required to upload the details of student admitted year-wise for all running programmes countersigned by the affiliating body.
14	Institution has NOT uploaded the land documents instead of this institution has uploaded the lease registration documents of Kh. No. 227/731/3 of total land 4887.5 sq.yards. lease is registered for 99 years as per the documents uploaded. In the online application -Mode of Possession Institution mentioned Ownership The institution is required to clarify the same
15	The institution has not uploaded Affidavit on Rs.100/- stamp paper in prescribed format regarding land documents.
16	The institution is required to upload the proof of being multidisciplinary institution by collaboration.
17	The institution is required to upload Mutation certificate/Jamabandi issued by the Government Competent Authority.
18	The institution is required to upload Land Use Certificate (CLU) as per Rajasthan Urban Areas (Permission for use of Agricultural Land for Non-Agricultural Purposes and Allotment) Rules, 2012 in Form-11 of Rule 7(1) while mentioning all Khasra/Plot/Survey No. issued by Competent Government Authority.
19	The institution is required to upload latest Non-Encumbrance Certificate (NEC) issued by Competent Authority of State Government.
20	The institution is required to upload Building Plan approved by the Competent Authority of State Government mentioning the name of institution, Khasra/Plot/Survey No. and mentioning the total land area and total built-up area earmarked for each course being run in the premises and the demarcated land and built-up area for the teacher education programmes including multi disciplinary programmes.
21	The institution is required to upload the list of teaching staff of all Education Faculty Programmes duly approved and countersigned by its affiliating body. The institution is required to upload the bank statement of last six months indicating the transaction of the salary / remuneration to its teaching staff
22	The institution is required to upload Building Safety Certificate in adherence of safety guidelines as prescribed by National/State Disaster Management Authority issued by Competent Government Authority.
23	The institution is required to upload geotag photos with different angles of Lift, Ramp, Electricity, Safe Drinking Water and Accessible Toilet indicating the longitude and latitude with date of photograph.
24	The institution is required to upload geotag photos with different angles of front view, rear view, multipurpose hall, library, lab 1, lab 2, lab 3 and playground indicating the longitude and latitude with date of photograph.
25	The institution is required to upload Fire Safety Certificate issued by Fire Safety Department, Government of Rajasthan verifiable on the official portal of the Fire Department, Government of Rajasthan at URL https://lsgonline.rajasthan.gov.in/track_application.aspx .
26	The institution has uploaded Building completion certificate issued by Assistant Engineer, PWD wherein the built up area is mentioned as 3357.62 sqm wherein the date of completion of the building has been mentioned as year 2015. As per the original file of the institution available in WRC, the BCC issued by Assistant Engineer, PWD and countersigned by the Secretary of the Society is available wherein the year of completion of the building is mentioned as 2016 and built up area as 4023 sqm. The Building completion certificate available in file and uploaded in portal makes a mention of the building completed in 2015 whereas the available in file makes a mention of 2016 but the built up area is different Moreover, the floor wise area mentioned in the earlier building plan and the latest building plan differ. The earlier BCC makes a



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	mention of Basement to Second Floor as 905.8 sqm (each floor) and other as 400 sqm whereas the BCC uploaded mentions the Basement as 250.92 sqm, GF as 1058.92 sqm, FF as 1023.88 sqm and SF as 1023.88 sqm. Both the building plans are approved by the same authority. The institution is required to upload latest Building Completion Certificate (BCC) in the prescribed format of NCTE (17 points) issued by the Competent Government Authority for all the courses being conducted in the premises.
27	If the institution is running all courses i.e. B.A. intake (120), BSc. intake (120), combined intake of 240 in the same premises, then, sufficiency of land and built-up area for 240 intake of multidisciplinary courses and 100 intake for B.A.B.Ed. / B.Sc. B.Ed. and 100 intake for B.Ed. course cannot be ascertained since the institution has mentioned the total built-up area 4086.78 sq.mts. out of which the entire built-up area is earmarked for the teacher education programme as per the BCC is uploaded by it. No built area is earmarked for teacher education.

3. AND WHEREAS, in terms of above decision of Western Regional Committee, vide first show cause Notice dated 22/01/2026 you were requested to make a written representation through online within 21 days alongwith all relevant supporting documents from the date of issue of first Show Cause Notice.

4. AND WHEREAS, The reply submitted by the TEI/HEI was considered by the Regional Committee on 17/02/2026 in Meeting No. 450(Part-II) and the same was found deficient in terms of the following :-

Sr. No.	SCN Ground(s)
1	The website is required to be functional and updated in compliance to Clause 7(14)(i), 8(6), 8(14) and 10(3) of NCTE Regulations, 2014 as amended from time to time.
2	Authorization letter on the stamp paper as per admissible government rate is not uploaded.
3	The institution is required to upload the complete details of Society/Trust/Members with Aadhar and PAN number issued by the Competent Government Authority.
4	The Institution is required to upload information of all programme/courses run by institution in the campus and the institution is required to upload year-wise the admitted students list in respect of all running programme(s) countersigned by Affiliating University
5	For confirming the institution's eligible for transition into ITEP course as it is Collaboration institution is required to upload the affiliation order of liberal arts, science and commerce all programmes run by them with approved intake capacity and present intake capacity as a Multi-Disciplinary Institution.
6	The Institution is required to upload the Authorization letter on the stamp paper as per admissible government rate.
7	The institution is required to upload the Noc of affiliating body no F.14/()/ACAD. IIMDSU/2025/3693 dated 27/01/2025 as mentioned in the portal
8	The institution has uploaded Form No 10 AC. The institution is required to upload the Exemption Certificate (Form 12A) issued by the Income Tax Department or issued by government competent authority
9	The institution is required to should provide proof that all khasara number i.e. Kh. No. 2504,2503/3are a single plot, upload a proof issued by government competent authority. The institution is required to upload certified land documents clearly mentioning all the Khasra Nos. issued by Competent Authority of State Government showing that the building is situated on a single plot.
10	Kh. No. mentioned in the land documents is 2504 and 2503/2 but the jamabndi is attached of Kh. No. 2303/3 and 2504 which is mismatch and the Kh. No. 2504,2503/3 is submitted by the institution in particulars. Documents of Kh. No. 2503/3 is not uploaded by the institution. The total land area is mentioned by the institution is 6323 sq.m. but in document 1391 sq.m of Kh.No. 2503/2 is mentioned and 1bigha 19 biswa (1270.9+2529.29) sq.m of Kh. No. 2504 is mentioned which is mismatch. The Khasra nos. and land area mismatch among the uploaded documents. The land documents of Khasra no. 2503/3 are not uploaded by the institution. The land area mentioned on the online portal, Affidavit and Sale Deed mismatch.
11	The institution has not uploaded Affidavit Rs. 100/- in prescribed format regarding land documents .The land area is mentioned in the Certified land document is Khasra no. 2504 (area 1Bigha and 19 Bissa) and 2503/2 (area 4 Bigha 03 Bissa) and the mentioned in the Land details area is 6523 sq. mts. Both are mismatch.



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12	<i>This institution is required to upload Certified land documents mentioning all Khasra No. is issued by the Competent Government Authority.</i>
13	<i>The institution is required to upload latest Non-Encumbrance Certificate (NEC) issued by Competent Authority of State Government.</i>
14	<i>The institution is required to upload Building Plan approved by the Competent Authority of State Government mentioning the name of institution, Khasra/Plot/Survey No. and mentioning the total land area and total built-up area earmarked for each course being run in the premises and the demarcated land and built-up area for the teacher education programmes including multi-disciplinary programmes.</i>
15	<i>The institution is required to upload Building Safety Certificate in adherence of safety guidelines as prescribed by National/State Disaster Management Authority issued by Competent Government Authority.</i>
16	<i>The institution is required to upload geotag photos with different angles of Lift, Ramp, Electricity, Safe Drinking Water and Accessible Toilet indicating the longitude and latitude with date of photograph.</i>
17	<i>The institution is required to upload geotag photos with different angles of front view, rear view, multipurpose hall, library, lab 1, lab 2, lab 3 and playground indicating the longitude and latitude with date of photograph.</i>
18	<i>The institution is required to upload latest Building Completion Certificate (BCC) in the prescribed format of NCTE (17 points) issued by the Competent Government Authority for all the courses being conducted in the premises.</i>
19	<i>The institution has not uploaded the certificate issued by the Government of Rajasthan justifying the requirement for a teacher education programme in the area, as required under Clause 4.3(i) of the NCTE Guidelines for transforming into Multidisciplinary Institutions.</i>
20	<i>The institution is required to upload the list of teaching staff of all Education Faculty Programmed duly approved and countersigned by its affiliating body. The institution is required to upload the bank statement of last six months indicating the transaction of the salary / remuneration to its teaching staff.</i>
21	<i>The institution is required to upload Land Use Certificate (CLU) as per Rajasthan Urban Arese (Permission for use of Agricultural Land for Non-Agricultural Purposes and Allotment) Rules, 2012 in Form-11 of Rule 7(1) while mentioning all Khasra/Plot/Survey No. issued by Competent Government Authority.</i>
22	<i>The institution is conducting degree courses i.e. B.A. intake (400), BSc. intake (70), M.A. (Geographic) intake (40), M.A. (Hindi) intake (40), combined intake of 550. The sufficiency of land and built-up area for 550 intake of multidisciplinary courses and 100 intake for B.A.B.Ed. / B.Sc. B.Ed. and 100 intake for B.Ed. course cannot be ascertained. Since the institution has mentioned the total built-up area 6323sq.mts. Out of which the entire built-up area is earmarked for the teacher education programme as per the BCC is uploaded by it. No built area is earmarked for teacher education.</i>
23	<i>The institution has expressed its intention to become a multidisciplinary institution through 'Collaboration', as stipulated in the NCTE Guidelines for transforming NCTE recognized stand-alone teacher education institutions into multidisciplinary higher education institutions</i>
24	<i>The proposal for collaboration between the institutions has not been approved by their affiliating university, as required under Clause 4.3(a) of the NCTE Guidelines for transforming into Multidisciplinary Institutions.</i>
25	<i>The institution has not uploaded documentary evidence that both institutions proposed for collaboration are affiliated with the same university proper letter be issued by concern government competent authority.</i>
26	<i>The proposal for collaboration between the institutions has not been approved by their affiliating university, as required under Clause 4.3(a) of the NCTE Guidelines for transforming into Multidisciplinary Institutions</i>

5. AND WHEREAS in terms of above decision of Western Regional Committee, you were requested to make a written representation through online within 15 days along with all relevant supporting documents from the date of issue of notice dated 09/03/2026.



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6. AND WHEREAS, The reply submitted by the TEI / HEI was considered by the Regional Committee on 23/03/2026 in Meeting No. 455(Part-V) and the same was found deficient and decided the following :-

i. The institution has not uploaded the certificate issued by the Government of Rajasthan justifying the requirement for a teacher education programme in the area, as required under Clause 4.3(i) of the NCTE Guidelines for transforming into Multidisciplinary Institutions. ii. The institution is required to upload a certificate to the effect that the proposal for collaboration between the institutions has been approved by their affiliating university, as required under Clause 4.3(a) of the NCTE Guidelines for transforming into Multidisciplinary Institutions. iii. Committee noted that, Kh. No. mentioned in the land documents is 2504 and 2503/2 but the jamabandi is attached of Kh. No. 2303/3 and 2504 which is mismatch and the Kh. No. 2504, 2503/3 is submitted by the institution in particulars. Documents of Kh. No. 2503/3 is not uploaded by the institution. The total land area is mentioned by the institution is 6323 sq.m. but in document 1391 sq.m of Kh.No. 2503/2 is mentioned and 1bigha 19 biswa (1270.9+2529.29) sq.m of Kh. No. 2504 is mentioned which is mismatch. The Khasra nos. and land area mismatch among the uploaded documents. The land documents of Khasra no. 2503/3 are not uploaded by the institution. The land area mentioned on the online portal, Affidavit and Sale Deed mismatch. iv. A Flex board with the name of the college is seen to be put up temporarily. This board can be removed at any time. v. The geotagged photographs uploaded show that the seating capacity of Library reading room is not sufficient as per NCTE norms. vi. The geotagged photographs uploaded show that the Multipurpose Hall is not as per NCTE norms. furniture in the multipurpose hall is inadequate vii. The geotagged photographs uploaded show that the college does not have adequate playgrounds and sports facility. viii. Computer labs and ICT related facilities are not visible in the uploaded geotagged photographs. ix. The institution has not uploaded Building Plan approved by the Competent Authority of State Government mentioning the name of institution, Khasra/Plot/Survey No. and mentioning the total land area and total built-up area, earmarked for each course being run in the premises and the demarcated land and built-up area for the teacher education programmes including multidisciplinary programmes. x. It cannot be ascertained from the bank statement uploaded by the institution that salary is being paid as per the Central/State Government pay scale. The institution has not been able to prove/confirm whether the institution is paying salaries to the teaching staff as per Central/State Govt norms. xi. The uploaded list of teaching staff duly countersigned by its affiliating body is not in the prescribed format of NCTE and not as per NCTE regulation 2014 and amendment time by time. xii. committee noted that, the institution has not uploaded Certified land documents mentioning all Khasra No. is issued by the Competent Government Authority. xiii. The proposal for collaboration between the institutions has not been approved by their affiliating university, as required under Clause 4.3(a) of the NCTE Guidelines for transforming into Multidisciplinary Institutions. xiv. The committee noticed that the old building safety certificate has been re-uploaded.

NOW WHEREAS, consequent upon the decision taken by the Western Regional Committee mentioned under para above, the application submitted by your institution as detailed in para 1 of this order is hereby refused under clause 14/15(3)(b) of NCTE Act, 1993.

AND WHEREAS, consequent upon issuance of this order, you are hereby informed about the provision canvassed under clause 17(4) of the NCTE Act, 1993 and directed to not contravene the same. The clause 17(4) is reproduced below :-

"If an institution offers any course or training in teacher education after the coming into force of the order withdrawing recognition under sub-section (1) or where an institution offering a course or training in teacher education immediately before the appointed day fails or neglects to obtain recognition or permission under this Act, the qualification in teacher education obtained pursuant to such course or training or after undertaking a course or training in such institution, shall not be treated as a valid qualification for purposes of employment under the Central Government, any State Government or University, or in any school, college or other educational body aided by the Central Government or any State Government."

AND WHEREAS, consequent upon the issuance of this order, you are hereby informed that the managing society / trust / company of the proposed institution, if aggrieved by this order, can file an Appeal (online) under Section 18 of the NCTE Act, 1993 before the Appellate Authority of NCTE within 60 days from the date of issuance of this order.

By Order,

Regional Director,



Western Regional Committee,
National Council for Teacher Education,
G-7, Sector-10, Dwaraka, New-Delhi - 110075.

To,

Secretary,

MANDIYA T T COLLEGE,

**MANDIYA NAGAR, NEAR KOTWALI POLICE STATION, NEEM KA THANA, NEEM KA THANA, SIKAR,
RAJASTHAN-332713, SIKAR, RAJASTHAN-332713**

Copy To:

The Correspondent/Secretary,

MANDIYA SHIKSHA SAMITI,

MANDIYA NAGAR, NEAR POLICE STATION, NEEM KA THANA, NEEM KA THANA, SIKAR, RAJASTHAN-332713.

For any queries, please contact Regional Director, Western Regional Committee of NCTE at (wrc@ncte-india.org)

Note: This is a system generated email, please do not reply to this email.

10. Mr. Kapoor, learned counsel for the respondents, supports the validity of the impugned order and states that even assuming one or two grounds to be factually incorrect, there are 14 grounds as to why the transition has been refused for the petitioner College. He also submits there is an equally efficacious alternative remedy of filing an appeal against the impugned order under Section 18 of the National Council For Teacher Education (“NCTE”) Act, 1993.

11. In the present case, a perusal of the first show cause notice/final minutes of the 445th (Part-II) meeting shows that the address of the petitioner is Khasra No. 227/731/3 Neem Ka Thana, District Sikar, Rajasthan (Which is the correct address).



12. However, the second show cause notice/final minutes of 450th (Part-II) meeting predicated that the petitioner runs the institute at Khasra No. 2504, 2503/3. The same forms the basis of numerous grounds raised in the Show cause notice.

13. Additionally, the serial No. vii of the final minutes of 450th (Part-II) meeting shows that the NOC of the affiliating body is shown as:

“vii. The institution is required to upload the Noc of affiliating body no F.14/()/ACAD. II/MDSU/2025/3693 dated 27/01/2025 as mentioned in the portal”

14. A perusal of the decisions taken in the final minutes of 450th (Part-II) meeting with regards to the Sanskar Teacher Training College (forming part of Annexure P-11), also shows that Sanskar Teacher Training College has also been issued, a show cause notice wherein the institute has been required to upload the NOC of affiliating body bearing the same number as is required from the petitioner College in terms of the show cause notice issued to it.

15. Additionally, numerous grounds have been raised for the first time in the second show cause notice which were not forming part of the first show cause.

16. From a conspectus of the aforesaid fact it is clear that the second show cause notices in itself is based on incorrect facts and suffers from total non-application of mind. Thus, the same cannot sustain the impugned order dated 09.04.2026 which is based on the said show cause notice, and reply of the petitioner College to the show cause notice and still presumes the address of the petitioner to be Khasra No. 2504, 2503/3 and not 227/731/3.

17. It is a settled principle that where the very foundation of the building (the show cause notice) is vitiated, the superstructure built thereupon i.e., the



building (being the impugned order) cannot be sustained and is consequentially set aside. A show cause notice founded on incorrect factual premises and introducing altogether new facts, cannot be sustained in law as it violated the principles of natural justice.

18. The Hon'ble Supreme Court in the judgment of ***Rikhab Chand Jain v. Union of India***, 2025 SCC OnLine SC 2510, has reiterated the settled position of law concerning the exercise of writ jurisdiction vested with the Courts, despite the availability of an alternative statutory remedy. The existence of an alternative remedy is termed by the Hon'ble Supreme Court in the said judgment as a self-imposed restriction and the same cannot be treated as an absolute bar. The relevant paragraph of the judgment reads as under:

“7. Decisions of this court are legion from which guidance can aptly be drawn as to when a writ petition ought to be entertained despite the party approaching the High Court not exhausting the alternative statutory remedy available to him/her/it. Insistence by the courts—both this court and the High Courts—of exhaustion of a statutory remedy provided by an enactment before invoking the writ jurisdiction of a High Court under article 226 of the Constitution can be traced to one of several self-imposed restrictions, laid down by judicial precedents of this court. Unless, of course, any of the exceptions (challenge to an act/order grounded on (i) breach of a fundamental right; (ii) violation of natural justice principles; (iii) lack of jurisdiction; and (iv) unconstitutionality of a statute) is satisfied, that a writ court may refuse to entertain a writ petition does not admit of any



doubt. This court relying on a host of decisions including State of U.P. v. Mohammad Nooh [1957 SCC OnLine SC 21; AIR 1958 SC 86.] and Titaghur Paper Mills Co. Ltd. v. State of Orissa [(1983) 53 STC 315 (SC); (1983) 142 ITR 663 (SC); (1983) 2 SCC 433; 1983 SCC (Tax) 131; 1983 SCC OnLine SC 102.] has, in Godrej Sara Lee Ltd. v. Excise and Taxation Officer-cum-Assessing Authority [(2023) 109 GSTR 402 (SC); 2023 SCC OnLine SC 95.] , reiterated that availability of an alternative statutory remedy does not oust the jurisdiction of a writ court. It was also explained how “entertainability of a writ petition” is a concept distinct from the concept of “maintainability of a writ petition”.

(Emphasis supplied.)

19. From a conspectus of the aforesaid judgments, I am of the view that even though the Section 18 of the NCTE Act provides an appellate statutory remedy but in the present case, the availability of such statutory remedy, does not stand in way of this Court in exercise of its jurisdiction under Article 226 of the Constitution of India, as the show cause notice which forms the basis of the impugned order is itself vitiated by law for the reason of being in teeth of principles of natural justice and suffering from total non-application mind.

20. These are important institutions which are required to function within strict and time bound parameters. The timelines governing such matter have been authoritatively prescribed by the Hon’ble Supreme Court itself in its judgment titled ***Maa Vaishno Devi Mahila Mahavidyalaya v. State of U.P., (2013) 2 SCC 617***, which are to be scrupulously followed by all the



concerned parties. The necessity to ensure compliance with these timelines is also one of the grounds which persuades me to entertain the present petition.

21. For the said reasons, the present petition is allowed and the impugned order dated 09.04.2026 is set aside. Accordingly, the respondents shall conduct inspection of the petitioner College within 15 days from today and shall thereafter take all appropriate necessary steps to ensure that the guidelines of the Hon'ble Supreme Court are scrupulously complied with.

22. The entire exercise including the issuance of show cause notice pointing out the deficiencies, furnishing of their replies, and the adjudication of those show cause notices, shall be completed on or before 07.06.2026.

23. The petition is disposed of in the aforesaid terms, along with pending applications, if any.

JASMEET SINGH, J

APRIL 30, 2026/ar

(Corrected and released on 06.05.2026)