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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 8937/2019 & CM APPL. 36851/2019**

SRI SRINIVASA COLLEGE OF EDUCATION Petitioner
Through: Mr. Mayank Manish & Mr. Ravi
Kant, Advocates.

versus

NATIONAL COUNCIL FOR TEACHER EDUCATION AND ANR.
..... Respondents
Through: Ms. Arunima Dwivedi, SC for NCTE
with Ms. Preeti Kumra Nanda,
Advocate.

CORAM:
HON'BLE MS. JUSTICE ANU MALHOTRA

ORDER
% **19.08.2019**

Initial submissions have been made on behalf of the petitioner.

Notice of the petition and of the accompanying application is issued and is accepted on behalf of the respondents by the learned counsel present.

Time is sought on behalf of the petitioner by the learned counsel present to place on record the notification dated 09.06.2017 issued by the respondent no.1. *Inter alia* it is sought to be submitted on behalf of the petitioner that the order of withdrawal of recognition dated 05.04.2019 as issued by the Southern Regional Committee i.e. the respondent no.2 can operate and come into force only from the end of the academic year next following the date of communication of such order, which is dated 05.04.2019, the said submission is



apparently correct in view of the second proviso to Section 17(1) of the NCTE Act, 1993 in as much as it is provided therein to the effect:-

**“Section 17 - Contravention of provisions of the Act and consequences thereof
(1).....**

.....

Provided further that the order withdrawing or refusing recognition passed by the Regional Committee shall come into force only with effect from the end of the academic session next following the date of communication of such order.

.....

.....”,

and thus, the order of withdrawal of recognition dated 05.04.2019 of the petitioner’s institute, can come into force only from the end of the academic year 2020-21.

The counter affidavit of the respondents be submitted within a period of four weeks.

Re-notify for 31.10.2019.

The petitioner is allowed to participate in the counselling process for the present academic year 2019-20.

ANU MALHOTRA, J

AUGUST 19, 2019/NC