

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR**

WP(C) 960/2026 CM 2508/2026

Rehmat-e-Alam College of Education

...Appellant(s)/Petitioner(s)

Through: Mr. G.A Lone, Sr. Advocate with
Mr. Mujeeb Andrabi, Advocate

Vs.

Union Territory of J&K & Ors

...Respondent(s)

Through: Mr. Abhimanyu Sharma, Advocate (Th. Virtual Mode) &
Mr. Sajid Ahmad, Advocate for R- 2, 5 & 6

CORAM:

HON'BLE MR. JUSTICE M. A. CHOWDHARY, JUDGE.

ORDER

06.05.2026

1. Petitioner-college, through the medium of this petition, has pleaded that it was granted recognition and affiliation as a B.Ed. college by the University of Kashmir in the year 1995 and the petitioner had applied to respondent No. 6 for grant of recognition under National Council for Teacher Education (Recognition Norms and Procedure) Regulations, 2009, however, the application was rejected on 07.01.2025. Aggrieved thereof, the petitioner-college filed statutory appeal before respondent No. 5, which is the appellate authority against the rejection of its application by respondent No. 6, however, the appeal was also rejected by respondent No. 5, vide order dated 24.06.2025.
2. Petitioner asserts that the National Council for Teacher Education Act, 1993 became applicable after the enactment of J&K Reorganization Act in the year 2019. The petitioner-college, though entitled to continue imparting education, has been denied the grant of degrees to its students by the University due to the enforcement of the National Council for Teacher Education Act, 1993, in the Union Territory of Jammu and Kashmir. It is further stated that, in order to overcome the situation, the petitioner college applied to respondent No. 6 for appropriate orders, however, the request was rejected on technical grounds, particularly on the ground that the institute does not own the land on which the school building and other infrastructure have been built by the petitioner. Against the said rejection, the petitioner filed an appeal but remained unsuccessful.

3. Being aggrieved of both the aforesaid orders, the petitioner has filed the present petition seeking quashment of the Refusal Order dated 07.01.2025 passed by respondent No. 6, as well as the order dated 24.06.2025 passed by respondent No. 5 in appeal, with a direction to the respondents not to give effect to the National Council for Teacher Education (Recognition Norms and Procedure) Regulations, 2009 in respect of the petitioner institute, which has been in existence since 1995, and further to direct the respondent University to continue the affiliation, permit admission of students for pursuing the B.Ed. course in the petitioner institute, enroll them with the University for the purposes of conducting examinations, and grant certificates/degrees to the students.
4. Heard.
5. Notice to the respondents.
6. Notice is waived by Mr. Abhimanyu Sharma, learned counsel on behalf of respondent Nos. 2, 5 & 6. Reply/objections be filed within four weeks.
7. Notice shall also go to rest of the respondents, subject to filing of requisites within one week.
8. Mr. Abhimanyu Sharma, learned counsel appearing on behalf of respondent Nos. 2, 5 and 6, argued that with the application of the National Council for Teacher Education (NCTE) Act to the Union Territory of J&K after the Reorganisation Act, the B.Ed. colleges in the Union Territory are under an obligation to satisfy the conditions prescribed by the Council, including ownership of land and fulfillment of infrastructural requirements. He submitted that since 2019, the petitioner college had sufficient time to provide documents in support of its claim regarding ownership of the proprietary land on which the college building exists and to fulfill other prescribed criteria; however, the petitioner college failed to furnish the same. Consequently, the impugned orders of refusal and rejection in appeal came to be passed against the petitioner college. He further argued that many colleges in the Union Territory of J&K had very scant infrastructure, which is detrimental to the interests of the student community, and therefore it is incumbent upon such colleges not only to update their documents but also to improve their infrastructure in order to continue their affiliation and recognition, thereby enabling them to continue imparting education to students.
9. List on **03.07.2026**.

10. Meanwhile, petitioner college is directed to approach the respondents afresh with all requisite documents, along with details of the infrastructure required for recognition and affiliation of the petitioner-college for running the B.Ed. programme. Upon such submission, the respondents University of Kashmir and Council (NCTE) shall consider all documents produced by the petitioner college and undertake a fresh consideration of the matter, within a period of four weeks from the date a detailed representation along with supporting documents is submitted before them.

(M. A. CHOWDHARY)
JUDGE

SRINAGAR:

06.05.2026

“Adil Ismail”

