

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO(s). 479 OF 2013

KRISHNA SUDAMA SIKSHA SAMITI & ANR Petitioner(s)

VERSUS

N.C.T.E & ORS Respondent(s)
(With office report)

WRIT PETITION (C) NO. 480 OF 2013
VIVEKANAND EDUCATION TRUST & ANR. PETITIONERS

VERSUS

NATIONAL COUNCIL FOR TEACHER
EDUCATION & OTHERS RESPONDENTS
(With office report)

WRIT PETITION (C) NO. 530 OF 2013
IITS COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR TEACHER
EDUCATION & OTHERS RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 532 OF 2013
MAULANA AZAD EDUCATIONAL SOCIETY PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With office report)

WRIT PETITION (C) NO. 539 OF 2013
SONA DEVI SHIKSHA EVAM PRASHIKSHAN
SANSTHAN PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 472 OF 2013
SHRI BANSI BAL GOPAL MAHAVIDYALAYA PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 473 OF 2013
GHANSHYAM PANDEY GIRLS DEGREE COLLEGE
OF SCIENCE AND MANAGEMENT PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS

(With application for directions and office report)

WRIT PETITION (C) NO. 474 OF 2013
HARSH GIRLS TEACHER TRAINING COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 477 OF 2013
MEERUT COLLEGE OF HIGHER EDUCATION PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 481 OF 2013
SHRI BALAJI SHAIKSHIK SANSTHAN PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 482 OF 2013
UMA SHANKAR KATIHAR EDUCATION PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 484 OF 2013
SHANTI SUDAMA MAHAVIDYALAYA SANSTHAN PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 485 OF 2013
HARISH CHAND MAHAVIDYALAYA RUN BY HSS PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 487 OF 2013
BABA GAJJAN DAS VIDYALAYA PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 493 OF 2013
RAM GIRISH RAI TEACHER TRAINING COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 494 OF 2013
SHIVAM INSTITUTE OF HIGHER EDUCATION PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 495 OF 2013
MAA VAISHNO DEVI COLLEGE OF EDUCATION PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 496 OF 2013
LATE BABU INDRABAHADUR SINGH SMARAK
MAHAVIDYALAY PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 497 OF 2013
CH. JASWANT SINGH MAHAVIDYALAYA PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 498 OF 2013
RAM BARAN MAHAVIDYALAYA PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 499 OF 2013
SONI VIKASH SHIKSHAN PRAKSHIKSHAN SANSTHAN PETITIONERS

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 500 OF 2013
JIUT DAS VIDYALAYA PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 504 OF 2013

MATA DHIRAJI DEVI SHIKSHAN
PRASHIKSHAN SANSTHAN PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 505 OF 2013
JAGWANT SINGH BHADAURIYA DEGREE COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 508 OF 2013
K.M. COLLEGE OF EDUCATION PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 509 OF 2013
RAM NEWAJ SINGH TEACHERS TRAINING COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 510 OF 2013
S.S. PRASIKSHAN SANSTHAN PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS

WRIT PETITION (C) NO. 511 OF 2013
JANKI PRASAD CHAUDHARY BTC COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 519 OF 2013
INDU PRAKASH SHIKSHAN PRASHIKSHAN SANSTHAN..... PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 524 OF 2013
SANJIVANI COLLEGE OF EDUCATION &
TEACHERS TRAINING PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 540 OF 2013
JANTA DEGREE COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 541 OF 2013

BAINATH RAMNARESH SHIKSHAN
PRASHIKSHAN MAHAVIDYALAYA PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 542 OF 2013

GANPATI COLLEGE OF PROFESSIONAL EDUCATION. PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 543 OF 2013

PANDIT SATYA NARAYAN DWIVEDI SHIKSHAN
AVM PRASHIKSHAN MAHAVIDYALAYA PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 544 OF 2013

MDBL DEGREE COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 545 OF 2013

ST. J.B. COLLEGE OF EDUCATION PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 549 OF 2013

RAGHUNANDAN TEACHER TRAINING COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR TEACHER
EDUCATION & OTHERS RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 515 OF 2013

SUKHDEO NARAYAN LALBAHADUR SITARAM
B.ED. COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR TEACHER
EDUCATION & OTHERS RESPONDENTS
(With office report)

WRIT PETITION (C) NO. 551 OF 2013

SARDAR VIDYABHAVAN TRUST MEHSANA PETITIONER

VERSUS

NATIONAL COUNCIL FOR TEACHER
EDUCATION & OTHERS RESPONDENTS
(With Office Report)

WRIT PETITION (C) NO. 491 OF 2013
WALTECH COLLEGE OF BTC TRAINING AND ANR. PETITIONERS

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 553 OF 2013
SARASWATI TEACHER TRAINING INSTITUTE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 475 OF 2013
SWARAJ COLLEGE OF EDUCATION PETITIONER

VERSUS

NORTHERN REGIONAL COMMITTEE, NATIONAL
COUNCIL FOR TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WRIT PETITION (C) NO. 528 OF 2013
BHU DEVI MAHILA & BAL VIKAS
SHIKSHA SANSTHAN PETITIONER

VERSUS

NORTHERN REGIONAL COMMITTEE, NATIONAL
COUNCIL FOR TEACHER EDUCATION & ORS. RESPONDENTS

IA No1. In WP(C) Nos. 501, 503, 506, 517, 527 and 546 of 2013
DR. B.R. AMBEDKAR INSTITUTE OF EDUCATION ETC..... PETITIONERS

VERSUS

NORTHERN REGIONAL COMMITTEE, NATIONAL
COUNCIL FOR TEACHER EDUCATION & ORS. RESPONDENTS
(For modification/recalling of Court's order and office report)

WRIT PETITION (C) NO. 488 OF 2013
A.K. MEMORIAL & R.K. TEACHER
TRAINING INSTITUTE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

WITH

WRIT PETITION (C) NO. 507 OF 2013
ADITYA PRAKASH JALAN TEACHER
COLLEGE KUDLUM PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS
(With application for directions and office report)

Date: 22/08/2013 These Petitions were called on for hearing today.

CORAM :

IITS COLLEGE

..... PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ANR.

..... RESPONDENTS

O R D E R

We have heard learned counsel for the parties.

2. The petitioner-College from the State of Madhya Pradesh has been issued with formal order of recognition for Diploma in Elementary Education [D.El.Ed.] Course by the National Council for Teacher Education [for short 'the NCTE'] but in the formal order of recognition it is stated that the recognition is granted from the academic session 2014-2015 and not from the academic session 2013-2014. This has been done because by the judgment of this Court dated 13th December, 2012 in Maa Vaishno Devi Mahila Mahavidyalaya v. State of U.P. & Ors., the cut-off date for grant of recognition by the NCTE has expired for the academic session 2013-2014. Hence, the petitioner-College has filed this writ petition with a prayer to direct the NCTE to grant recognition from the academic session 2013-2014 instead of from 2014-2015.

3. Learned counsel appearing for the State of Madhya Pradesh as well as the Board of Secondary Education, Ms. Vibha Datta Makhija, submits on instructions, that as far as the D.El.Ed. Course in the State of Madhya Pradesh is concerned, the academic session for 2013-2014 has not yet commenced and it will take some time for the counselling to commence also.

4. Considering the aforesaid statement made by the learned counsel appearing for the State of Madhya Pradesh we entertain this writ petition and direct the NCTE to issue formal order of recognition for the D.El.Ed. Course from the academic session 2013-2014 onwards instead of from the academic session 2014-2015.

5. We also direct the said Secondary Education Board to consider the application of the petitioner-College for affiliation afresh and pass orders within 15 days from today. In case the affiliation is granted by the affiliating body, the petitioner-College will ensure that the minimum number of classes as prescribed by the NCTE are conducted by the College.

6. We make it clear that this order has been passed in the peculiar facts and circumstances of this case and will not be treated as a precedent by the High Court to deviate from the time schedule fixed in the aforesaid judgment in Maa Vaishnodevi Mahila Mahavidyalaya (supra) and as modified vide order dated 18th June 2013 in IA No. 2 in Civil Appeal No. 9078 of 2012 titled Weltech College of Education & Anr. v. State of U.P. & Ors.

7. The Writ Petition is allowed in the above terms.

.....J
[A.K. PATNAIK]

.....J
[JAGDISH SINGH KHEHAR]

NEW DELHI
AUGUST 22, 2013.

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
WRIT PETITION (C) NO. 480 OF 2013

VIVEKANAND EDUCATION TRUST & ANR. PETITIONERS

VERSUS

NATIONAL COUNCIL FOR TEACHER
EDUCATION & OTHERS RESPONDENTS

WITH
WRIT PETITION (C) NO. 551 OF 2013

SARDAR VIDYABHAVAN TRUST MEHSANA PETITIONER

VERSUS

NATIONAL COUNCIL FOR TEACHER
EDUCATION & OTHERS RESPONDENTS

O R D E R

Since the process of admission to Master of Education [M.Ed.] Course in the State of Gujarat started from 30th July, 2013 and the last date for admission will be 23rd August, 2013 for the academic session 2013-2014, we are not inclined to entertain these Writ Petitions and the same are dismissed.

.....J
[A.K. PATNAIK]

.....J
[JAGDISH SINGH KHEHAR]

NEW DELHI
AUGUST 22, 2013.

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
WRIT PETITION (C) NO. 479 OF 2013

KRISHNA SUDAMA SHIKSHA SAMITI & ANR. PETITIONERS

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS

WITH
WRIT PETITION (C) NO. 532 OF 2013

MAULANA AZADE EDUCATIONAL SOCIETY PETITIONER

VERSUS

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SONA DEVI SHIKSHA EVAM PRASHIKSHAN
SANSTHAN PETITIONER

VERSUS

NATIONAL COUNCIL FOR
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WRIT PETITION (C) NO. 472 OF 2013

SHRI BANSHI BAL GOPAL MAHAVIDYALAYA PETITIONER

VERSUS

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WRIT PETITION (C) NO. 473 OF 2013

GHANSHYAM PANDEY GIRLS DEGREE COLLEGE

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SHRI BALAJI SHAIKSHIK SANSTHAN PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS

WRIT PETITION (C) NO. 482 OF 2013

UMA SHANKAR KATIYAR EDUCATION PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS

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WRIT PETITION (C) NO. 487 OF 2013

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SHIVAM INSTITUTE OF HIGHER EDUCATION PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS

WRIT PETITION (C) NO. 495 OF 2013

MAA VAISHNO DEVI COLLEGE OF EDUCATION PETITIONER

VERSUS

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TEACHER EDUCATION & ORS. RESPONDENTS

WRIT PETITION (C) NO. 496 OF 2013

LATE BABU INDRABAHADUR SINGH SMARAK
MAHAVIDYALAY PETITIONER

VERSUS

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CH. JASWANT SINGH MAHAVIDYALAYA PETITIONER

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MATA DHIRAJI DEVI SHIKSHAN
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JAGWANT SINGH BHADAURIYA DEGREE COLLEGE PETITIONER

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S.S. PRASIKSHAN SANSTHAN PETITIONER

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NATIONAL COUNCIL FOR
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WRIT PETITION (C) NO. 511 OF 2013

JANKI PRASAD CHAUDHARY BTC COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
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WRIT PETITION (C) NO. 519 OF 2013

INDU PRAKASH SHIKSHAN PRASHIKSHAN SANSTHAN..... PETITIONER

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TEACHER EDUCATION & ORS. RESPONDENTS

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SANJIVANI COLLEGE OF EDUCATION &
TEACHERS TRAINING PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS

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MDBL DEGREE COLLEGE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS

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ST. J.B. COLLEGE OF EDUCATION PETITIONER

VERSUS

NATIONAL COUNCIL FOR
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WALTECH COLLEGE OF BTC TRAINING AND ANR. PETITIONERS

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SARASWATI TEACHER TRAINING INSTITUTE PETITIONER

VERSUS

NATIONAL COUNCIL FOR
TEACHER EDUCATION & ORS. RESPONDENTS

WRIT PETITION (C) NO. 475 OF 2013

SWARAJ COLLEGE OF EDUCATION PETITIONER

VERSUS

NORTHERN REGIONAL COMMITTEE, NATIONAL
COUNCIL FOR TEACHER EDUCATION & ORS. RESPONDENTS

AND

WRIT PETITION (C) NO. 528 OF 2013

BHU DEVI MAHILA & BAL VIKAS
SHIKSHA SANSTHAN PETITIONER

VERSUS

NORTHERN REGIONAL COMMITTEE, NATIONAL
COUNCIL FOR TEACHER EDUCATION & ORS. RESPONDENTS

O R D E R

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3. Learned counsel appearing for the State of Uttar Pradesh, Mr. M.R. Shamshad, submits on instructions, that as far as the D.El.Ed./BTC Course in the State of Uttar Pradesh is concerned, the academic session for 2013-2014 has not yet commenced and it will take some time for the counselling to commence also.

4. Considering the aforesaid statement made by the learned counsel appearing for the State of Uttar Pradesh we entertain these writ petitions and direct the NCTE to issue formal orders of recognition for the D.El.Ed./BTC Course from the academic session 2013-2014 onwards instead of from the academic session 2014-2015.

5. In case the affiliation is granted by the affiliating bodies, the petitioner-Colleges/Institutions will ensure that the minimum number of classes as prescribed by the NCTE are conducted by the

Colleges/Institutions.

6. We make it clear that this order has been passed in the peculiar facts and circumstances of these cases and will not be treated as a precedent by the High Court to deviate from the time schedule fixed in the aforesaid judgment in Maa Vaishnodevi Mahila Mahavidyalaya (supra) and as modified vide order dated 18th June 2013 in IA No. 2 in Civil Appeal No. 9078 of 2012 titled Weltech College of Education & Anr. v. State of U.P. & Ors.

7. The Writ Petitions are allowed in the above terms.

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[A.K. PATNAIK]

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[JAGDISH SINGH KHEHAR]

NEW DELHI
AUGUST 22, 2013.