

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

106+220

Date of Decision : 06.09.2017

106 CWP-19712-2017

**VIDYA SAGAR EDUCATIONAL & CHARITABLE TRUST
...PETITIONER**

VS.

**NATIONAL COUNCIL OF TEACHER EDUCATION (NCTE) AND
OTHERS
...RESPONDENTS**

220 CWP-19709-2017

**SHRI MAHAVIR EDUCATIONAL WELFARE & CHARITABLE
SOCIETY
...PETITIONER**

VS.

**NATIONAL COUNCIL OF TEACHER EDUCATION (NCTE) AND
OTHERS
...RESPONDENTS**

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Sahil Khunger, Advocate
 for the petitioner(s).

 Mr. Sandeep Jasuja, Advocate
 for respondents No.1 and 2.

 Mr. H.S. Sitta, A.A.G., Punjab.

AJAY TEWARI, J. (Oral)

Since the issue is same both the petitions are decided by the

common order.

By these petitions the petitioners have claimed recognition to start different courses.

Counsel for the petitioners has argued that a bunch of petitions (the leading one of which was CWP No.12034 of 2015 titled as *Mastermind Educational Society vs. Union of India and others*) was decided by this Court on 04.08.2017 and the said judgment is annexed with the petition as Annexure P-3. Counsel for the petitioners prays that these cases be disposed of in the same terms.

It is necessary to remember here that in those cases I had directed the petitioners to submit their proposed faculty within 10 days i.e. on or before 16.08.2017 and had further directed the State of Punjab to give its final comments to the NCTE on or before 01.09.2017. This Court further directed that in case it does not receive communication from the State of Punjab on or before 05.09.2017 it would be free to come to the conclusion that the State of Punjab has no objection. It was further directed that in case the list of proposed faculty is not received by the State of Punjab on or before 16.08.2017 it would be deemed that the college would have no interest in setting up the college.

Counsel for the petitioners states that even the petitioners-colleges had given its list of faculty to the State of Punjab and consequently these petitions may be disposed of in the same terms.

Today the learned Assistant Advocate General states that he has received instructions that the State of Punjab has no views on the individual colleges and in fact even pursuant to the order (Annexure P-3) the State of Punjab has addressed only one letter wherein it has mentioned that there

regard to the petitioners the State has no views on the individual merits and has only got this one objection. He further states that the State of Punjab would take this stand in the present case also and undertakes that a letter to this effect shall be written within 3 days from today and it would be up to the NCTE to take a final decision.

In view of this statement, the present petitions are disposed of in the same terms as CWP No.12034 of 2015.

Since the main cases have been decided, the pending civil miscellaneous application, if any, also stands disposed of.

A copy of this order be given to the learned Assistant Advocate General under the signatures of the Bench Secretary.

September 06, 2017
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No