

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.280 of 2019

In
Civil Writ Jurisdiction Case No.13755 of 2018

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Millia Kaniz Fatma Womens Teacher Training College Village- Rambagh,
P.O.- Rambagh, P.S- Line Bazar, District- Purnea (Bihar) through its Principal
DR. Shambhavi Kumari, Age About 40 years Female, Daughter of Prof. Jaya
Prakash Narayan Jha, Resident of Village/ Mohalla- Sipahi Tola, P.O. and
P.S.- Purnea, District- Purnea (Bihar).

... .. Petitioner/s

Versus

1. Purnea university and Ors Purnea through The Registrar.
2. Prof. Rajesh Singh, Vice Chancellor, Purnea University, Purnea.
3. Col. Pramod Kumar, Registrar, Purnea University, Purnea.
4. Nalanda Open University, 3rd Floor Biscomaun Bhawan, West Gandhi Maidan, Patna through its Registrar Dr. S.P. Sinha.
5. Prof. Ram Prakash Upadhyay, Vice Chancellor, Nalanda Open University, 3rd Floor, Biscomaun Bhawan, West Gandhi Maidan, Patna.
6. Shri Dr. S.P. Sinha, State Nodal Officer-cum-Registrar (NOU), CET (Combined Entrance Test) B.ED. 2018, Having Office At Nalanda Open University, 3rd Floor, Biscomaun Bhawan, West Gandhi Maidan, Patna.
7. Sri Pradeep Kumar Yadav, National Council For Teacher Education, Eastern Regional Committee, 15, Neelkantha Nagar, Nayapalli, Bhubneshwar (Orrisa) through its Regional Director.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raju Giri
For the Opposite Party/s : Mr.Rakesh Kumar Samrendra

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

3 03-04-2019 Learned counsel appearing on behalf of the

University has produced before me a copy of the notification

issued on 15.03.2019, whereby the petitioning Institution has

been granted affiliation but only for academic session 2019-20.

There is no dispute over the fact that the Institution in question,



has been granted recognition by the National Council for Teacher Education under sub-section (4) of Section 14 of the National Council for Teacher Education Act, 1993 (hereinafter referred to as 'the Act'). Section 14 (6) of the Act requires that every examining body shall, on receipt of the order granting recognition under sub-section (4) of Section 14 of the Act, grant affiliation to the Institution. It does not envisage temporary recognition/affiliation. The language of Section 14(6) of the Act, mandates the examining body to grant affiliation, once recognition under Section 14(4) of the Act is granted.

Without entering into that aspect, however, in view of the subsequent conduct of the University, no case of deliberate disobedience of this Court's order is made out. It is, however, observed that the Opposite parties should be careful in future while dealing with the orders of this Court.

This application stands dismissed.

(Chakradhari Sharan Singh, J)

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