

GAHC010171172025



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/4366/2025

THE GOVERNING BODY OF DR. SARVEPOLLI RADHAKRISHNAN
TEACHERS TRAINING AND RESEARCH INSTITUTE
CHAMATA, NALBARI, REPRESENTED BY ITS PRESIDENT, SRI
AMARENDRA CHOUDHURY, SON OF LATE DANDADHAR CHOUDHURY,
R/O- VILL.- CHAMATA, P.O. PASCHIM CHAMATA, DIST. NALBARI, ASSAM-
781306.

VERSUS

THE NATIONAL COUNCIL FOR TEACHERS EDUCATION (NCTE) AND 2 ORS
REPRESENTED BY ITS CHAIRPERSON, HANS BHAWAN (WING-II), 1
BAHADUR SHAH ZAFAR MARG, NEW DELHI-110002.

2:THE REGIONAL DIRECTOR

EASTERN REGIONAL COMMITTEE
NATIONAL COUNCIL FOR TEACHER EDUCATION
G-7
SECTOR-10
DWARKA
NEW DELHI-110075.

3:THE GAUHATI UNIVERSITY
REPRESENTED BY THE REGISTRAR
GOPINATH BORDOLOI NAGAR
JALUKBARI
DIST. KAMRUP METRO
GUWAHATI
ASSAM-781014

Advocate for the Petitioner : MR. K N CHOUDHURY, MD S HOQUE,MR. M DEKA

Advocate for the Respondent : SC, N C T E, SC, G U

**BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN**

ORDER

Date : 19.03.2026

Heard Mr. S. Haque, learned counsel for the petitioner and Mr. I. Alam, learned Standing Counsel for the NCTE for respondent Nos. 1 and 2. Also heard Mr. I. Sheikh learned counsel, appearing on behalf of Mr. P.J. Phukan, learned Standing Counsel, Gauhati University for respondent No. 3.

2. By this application filed under Article 226 of the Constitution of India for a writ in the nature of Mandamus or Certiorari, the petitioner has challenged the impugned order dated 14.05.2025, issued by the Regional Director, Eastern Regional Committee, NCTE, by which recognition for the B.Ed Classes guaranteed to Dr. Sarvapalli Radhakrishna Teacher's Training Research Institute (DSRTTRI), Chamata Nalbari was withdrawn. The prayer is also made by the petitioner that the Court may direct the respondents to cancel or recall the order dated 14.05.2025.

3. The case of the petitioners is that the college i.e. Dr. Sarvapalli Radhakrishna Teacher's Training Research Institute (DSRTTRI) is a recognized college for conducting B. Ed Course for two years' duration and the said permission was granted by the NCTE on an application made by the said college on 27.04.2017 and the said recognition was extended from time to time.

4. While the college was imparting the education, it is stated that a public notice was issued by the NCTE on 09.09.2024 by which it was intimated that the

decision of the General Body of the NCTE that year-wise mandatory submission of Performance Appraisal Report (PAR) for the academic session 2021-2022 and 2020-2023 has to be made on the NCTE portal through online Portal and the last date for submission of the PAR i.e. Performance Appraisal report through online was 10.11.2024, which was further extended to 10.12.2024 and subsequently to 31.12.2024.

5. Pursuant to the said public notice, the Principal of the College had requested the President and Secretary of the Sponsoring Body seeking some documents for filling up the online PAR for the said Sessions. However, the same could not be submitted before the NCTE Authority due to some misunderstanding and when the last date for submission of the PAR was approaching, the Principal of the College requested the NCTE to grant 3 months' time for submission of the PAR. Due to said non-submission, the Regional Director of NCTE issued a show cause notice to the college authorities on 27.03.2025 asking for an explanation as to why recognition under Section 17(1) of the NCTE Act, 1993 should not be withdrawn with a further direction to file the reply within a period of 15 days to which the college authorities is said to have submitted the reply.

6. In the said reply, the Governing Body of the College stated that due to lack of cooperation from the sponsoring body, the Principal could not submit the PAR within time.

7. Thereafter, the President of the Governing Body by a communication dated -09.05.2025 submitted the documents before the respondent authorities which were also forwarded to online portal. However, the petitioners submits that the said reply was not considered and the NCTE passed the impugned order dated 14.05.2025 withdrawing the recognition granted to the college for imparting B.Ed. course with effect from 2025 to 2026 mainly on the ground that the college has not submitted any reply.

8. However, the petitioner submits that a reply, in fact, was submitted on 10.04.2025 which was duly acknowledged by the NCTE on that date. Further, the petitioner submit that in addition to the reply, the Principal of the College has submitted a detailed representation before the NCTE by way of a statutory appeal under Section 18 of the NCTE Act explaining as to why the college authority could not submit document, which is still pending for disposal.

9. The learned counsel for the petitioner has placed a decision of the Hon'ble Delhi High Court passed in Teacher's Training College Mirza Vs. National Council for Teacher Education and Anr. on 15.12.2025 stating, inter alia, that the NCTE by holding a General Body meeting on 25th of November, 2025 has taken a decision that the Teacher's Education Institution recognized up to the academic sessions of 2021-2022 and 2022-2023 may submit Performance Appraisal Report for both academic sessions of 2021 -2022 and 2022 - 2023 and other reliefs and approved the reopening for the online PAR portal for a final one time opportunity to all the Teachers' Education Institutions to submit PAR.

10. In view of the decision taken by the NCTE, the Hon'ble Delhi High Court recorded the findings that the NCTE will pass an order of restoration of recognition in each case i.e. in respect of each teacher's education institution i.e. recognized institution on the website of the NCTE. The said exercise was directed to be completed before issuance of the public Notice as stipulated under the law.

11. In view of the same, the NCTE is directed to pass order in respect of the petitioner's college and allow the petitioner to participate in counseling for academic sessions of 2025-2026 and admit students for the said academic sessions.

The petition is accordingly disposed of.

JUDGE

Comparing Assistant