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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 8350/2026 CM APPL. 39252/2026**

D R S B.ED COLLEGE & ANR.

.....Petitioner

Through: Mr. Amitesh Kumar, Ms. Priti Kumari and Mr. Pankaj Kumar Ray, Advs.

versus

NATIONAL COUNCIL FOR TEACHER EDUCATION & ANR.

.....Respondent

Through: Mr. Anuj Kapoor, Mr. Shivom Sethi and Mr. Nandeesh Nanda, Advs.

CORAM:

HON'BLE MR. JUSTICE VINOD KUMAR

ORDER

29.06.2026

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1. This is a writ petition filed under Article 226 of the Constitution of India seeking the following prayers:-

“A. Issue a writ of certiorari or any other suitable writ or order quashing & setting aside impugned refusal order dated 11.05.2026 of Western Regional Committee, and/or

B. Issue a writ of mandamus or any other suitable writ or order or direction to respondents to decide its application for recognition of conversion/transition of existing 4 year integrated B.A.B.Ed course to ITEP course from present academic sessions 2026-2027 expeditiously and in time bound manner, and/or

C. pass any such other orders/directions as this Hon'ble Court deems fit and proper in the facts and circumstances of the case.”



2. The case of petitioners is that it is an old institution which was granted recognition for 4 year integrated B.A.B.Ed./B.Sc.B.Ed course by Western Regional Committee (“WRC”) on 05.04.2017 for academic session 2017-18. Pursuant to public notice dated 25.08.2025 and 12.09.2025, it submitted application dated 05.10.2025 seeking transition of existing B.A.B.Ed/B.Sc.B.Ed course to ITEP course. The inspection of petitioner institute was carried out on 28.01.2026.
3. It is submitted on behalf of petitioners that without providing copy of inspection report, show cause notice dated 16.03.2026 under Section 14/15(3) (b) of National Council for Teacher Education Act, 1993 was issued to petitioners. As required, petitioner submitted reply to said show cause notice along with requisite documents on the portal. However, WRC by its impugned order dated 11.05.2026 refused application for transition of B.A.B.Ed./B.Sc.B.Ed course to ITEP course.
4. The grievance of petitioner is that although it submitted reply of show cause notice through portal within stipulated time, however, without any consideration of said reply, impugned refusal order has been passed by WRC.
5. For the said reasons, issue notice.
6. Mr. Kapoor, learned counsel accepts notice on behalf of the respondents and opposes the matter and submits that impugned order does not require any interference by this Court. He also submits that petitioner has alternative remedy of appeal under Section 18 of NCTE Act.
7. I have heard learned counsels for the parties.
8. The facts are evident from the documents on record. The said impugned order dated 11.05.2026 reads as under:-



Refusal Order for Post Inspection SCN Reply not Accepted

Principal DRS Education College <principal@drseducationcollege.in>
To: <Nripendrasinghp@gmail.com>

Sat, 30 May at 9:39 PM

----- Forwarded message -----

From: TRS <noreply@ncte-india.org>
Date: Mon, 11 May 2026 at 4:55 PM
Subject: Refusal Order for Post Inspection SCN Reply not Accepted
To: <principal@drseducationcollege.in>
Cc: <wrc@ncte-india.org>

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)

(A Statutory Body of the Government of India)

Western Regional Committee,

G-7, Sector-10, Dwaraka, New-Delhi - 110075

F.No.NCTE/WRC/2627202510053701/MADHYA PRADESH/2025/REJC/153
Dated: 11/05/2026

TO BE PUBLISHED IN GAZETTE OF INDIA PART III SECTION 4

REFUSAL ORDER

WHEREAS, in terms of Section 14/15(1) of the NCTE Act, **Vindhyachal Shiksha Samiti**, Jigana, Govindgarh Road, Ramnagar, Satna, Satna, Madhya Pradesh-485881 has applied for Grant of Recognition to **D.R.S. B.Ed. College Gangapur (Bhatlo)**, Gangapur (Bhatlo), Govindgarh Road, Huzur Rewa, Rewa, Rewa, Madhya Pradesh-486001 for Integrated Teacher Education Programme (Itep) course/programme online on 05/10/2025 in the **Western Regional Committee, NCTE**, for the session 2026-27.

2. AND WHEREAS, the online inspection was conducted on **28/01/2026** by the visiting team constituted by the NCTE. The Visiting Team Report was considered by the **Western Regional Committee** in its meeting held on **dd/MM/yyyy** and the Committee decided to provide reasonable opportunity for making written representation before passing order refusing recognition under clause 14/15 (3)(b) of NCTE Act, 1993 on the following grounds :-

3. AND WHEREAS, in terms of above decision of **Western Regional Committee**, vide first show cause Notice dated **dd/MM/yyyy** you were requested to make a written representation through online within 21 days along with all relevant supporting documents from the date of issue of first Show Cause Notice.

4. AND WHEREAS, the reply submitted by the TEI/HEI was considered by the Regional Committee on **17/02/2026** in **Meeting No. 450(Part-III)** and the same was found deficient in terms of the following :-

Sr.

SCN Ground(s)



No.	
1	It is noted that the 'DRS B.Ed College' is running ONLY B.Com. course hence, it is not a multi-disciplinary institution as per the Norms of ITEP course. The institution doesn't fulfil the criteria stipulated vide NCTE Public Notice No.NCTE-Reg/012/7/2025-Reg. Sec-HQ dated 12.09.2025As per the The institution doesn't fulfil the criteria stipulated vide NCTE Public Notice No.NCTE-Reg/012/7/2025-Reg. Sec-HQ dated 12.09.2025.
2	As per the application form, the institution is having only 4250 sqm of land which is not sufficient for running the Liberal Arts Course and the existing B.Ed and proposed ITEP courses. As per the NCTE Regulations, this land area is sufficient only for running the ITEP and B.Ed course.
3	The Non Encumbrance Certificate uploaded by the institution is dated 01/03/2024. The institution is required to upload the latest NEC.
4	The institution has not uploaded the Fire Safety Certificate issued by the Competent Government Authority.
5	The institution has not uploaded the Building Safety Certificate issued by the Competent Government Authority.
6	As per the building plan and BCC uploaded, the institution has earmarked part of the same building for ITEP course and Degree college. The same is not as per clause 6.1(b) of NCTE Regulation 2021, which clearly specifies "The institution shall earmark 3000 sqm of well demarcated land for the initial intake of fifty students and 2000 sqm shall be the demarcated built up area"

5. **AND WHEREAS** in terms of above decision of **Western Regional Committee**, you were requested to make a written representation through online within 15 days along with all relevant supporting documents from the date of issue of notice dated 16/03/2026.

6. **AND WHEREAS**, The reply submitted by the TEI / HEI was considered by the Regional Committee on 27/04/2026 in Meeting No. 458 (Part-II B) and the same was found deficient and decided the following :-

i. Basic amenities are not available as per NCTE norms. ii. Basic facilities such as toilets, lifts, ramps, tactile markings etc. are not available for persons with special needs for easy and efficient use of the campus and built environment by all. iii. Certificate of Building Safety based on VISUAL INSPECTION from Sub Div Officer, PWD REWA dated 16 Jan 2025 is uploaded. In this Building Safety Certificate, it is not mentioned that certificate is issued in adherence of safety guidelines as prescribed by National/State Disaster Management Authority as required under NCTE Regulations, 2021. iv. There is no provision of lift, ramp in building. No proper ramp at entrance to building, Absence of Handrails, Tactile paving, etc. v. No Toilets available for Persons with Special Abilities or Elderly or Physically Challenged persons. vi. Approved Plan does not provide Room Number. vii. It is noted that the 'DRS B.Ed College' is running only B.Com. BCA, PGDCA, Diploma in Yoga Education course. The institution is not running multidisciplinary courses in the field of liberal arts, humanities, social sciences, commerce or mathematics as per Regulation No.NCTE Reg/011/80/2018- MS(Regulation)-HQ dated 26.10.2021 as amended from time to time and Public Notice No.NCTE-Reg/012/7/2025-Reg. Sec-HQ dated 12.09.2025 related with extension of timeline to existing recognized teacher education institutions for transition from B.A.B.Ed./ B.Sc.B.Ed. Programme to ITEP before the start of academic session 2026-27. The institution does not fall in the category of multidisciplinary institution. viii. The institution is not offering B.A. course. The institute does not have enough land area to conduct teacher education programmes and other courses in the same premises. The institute does not own land as per NCTE rules.

NOW WHEREAS, consequent upon the decision taken by the **Western Regional Committee** mentioned under para above, the application submitted by your institution as detailed in para 1 of this order is hereby refused under clause 14/15(3) (b) of NCTE Act, 1993.

AND WHEREAS, consequent upon issuance of this order, you are hereby informed about the provision canvassed under clause 17(4) of the NCTE Act, 1993 and directed to not contravene the same. The clause 17(4) is reproduced below :-

"If an institution offers any course or training in teacher education after the coming into force of the order withdrawing recognition under sub-section (1) or where an institution offering a course or training in teacher education immediately before the appointed day fails or neglects to obtain

recognition or permission under this Act, the qualification in teacher education obtained pursuant to



such course or training or after undertaking a course or training in such institution, shall not be treated as a valid qualification for purposes of employment under the Central Government, any State Government or University, or in any school, college or other educational body aided by the Central Government or any State Government."

AND WHEREAS, consequent upon the issuance of this order, you are hereby informed that the managing society / trust / company of the proposed institution, if aggrieved by this order, can file an Appeal (online) under Section 18 of the NCTE Act, 1993 before the Appellate Authority of NCTE within 60 days from the date of issuance of this order.

By Order,
Regional Director,
Western Regional Committee,
National Council for Teacher Education,
G-7, Sector-10, Dwaraka, New-Delhi - 110075.

To,
Principal,
D.R.S. B.ED. COLLEGE GANGAPUR (BHATLO),
GANGAPUR (BHATLO), GOVINDGARH ROAD, HUZUR REWA, REWA, REWA, MADHYA PRADESH-486001,
REWA, MADHYA PRADESH-486001

Copy To:
The Correspondent/Secretary,
Vindhyachal Shiksha Samiti,
Jigana, Govindgarh Road, ramnagar, satna, SATNA, MADHYA PRADESH-485881.

For any queries, please contact Regional Director, Western Regional Committee of NCTE at (wrc@ncte-india.org)

Note: This is a system generated email, please do not reply to this email.

9. A perusal of aforesaid impugned order dated 11.05.2026 shows that except mentioning in paragraph 6 that "reply submitted by the TEI/HEI was considered by Regional Committee on 27.04.2026 in Meeting No. 458 (Part-B)", there is no reason given by Regional Committee. Once reply to show cause notice is submitted, it is incumbent upon Regional Committee to consider reply and documents submitted by institute.

10. In view of the above, as respondent did not take into account and consider reply to the show cause notice submitted by the Petitioners which was duly received by WRC, in my opinion, impugned refusal order dated 11.05.2026 issued by WRC has been passed in haste and also in violation of principal of nature justice. Therefore, it cannot be sustained.



11. Accordingly, impugned order dated 11.05.2026 passed by WRC being illegal is quashed. The matter is remanded back to WRC to reconsider reply to show cause notice dated 16.03.2026 submitted by petitioner as per law within a period of two weeks' from today. The WRC will also provide copy of inspection report to petitioner.

12. If, any further information and clarification required, WRC will inform petitioner accordingly and petitioner will submit reply within a period of one week thereafter. The WRC shall take final decision taking into account reply and documents submitted by petitioner and pass reasoned and speaking order within a period of one week thereafter.

13. The present petition is disposed of in aforesaid terms, along with pending applications, if any.

**VINOD KUMAR
(VACATION JUDGE)**

JUNE 29, 2026/ddd