

DGT-HC047/4/2023-O/o DIR (TC) E-file: 61086

Government of India

Ministry of Skill Development & Entrepreneurship

Directorate General of Training

Employment Exchange Building
Pusa Campus, New Delhi – 110012

Dated: 18th August 2023

OFFICE MEMORANDUM

Subject: Compliance of interim judgement dated 16.08.2023 passed in the matter of WP NO. 102488/2023 titled Chinchani Allamprabhu Jan Kalyan Society's Allamprabhu PVT ITI and ors Vs DGT) and other connected matters at the bench of Dharwad-reg

Whereas, the WP NO. 102488/2023, WP NO. 101706/2022, WP NO. 105863/2022, WP NO. 102421/2023, WP NO. 102538/2023, WP NO. 103333/2023 had been filed in the Hon'ble High Court of Karnataka, bench at Dharwad by the following petitioners, for consideration of their claim for permission to admit students in their institute for the Academic year 2022-23 at the shifted placed and to regularize the admissions for appearing the examination. The details of the writ petitions are given below-

1. W.P. 105863/2022- Siddeshwar educational Trust ITI
2. W.P. No. 102538/2022- Al-Meezan ITI
3. W.P. No. 101706/2022- Siddeshwar Educational Trust and ors
4. W.P. No. 102421/2023- Jadagjyothi Basaveshwar Education Society and ors
5. W.P. No. 102488/2023- Chinchani Allamprabhu ITI and ors
6. W.P. No. 103333/2023- Sri Shree Pandit Panchaxari, Shree Vaishnavi Pvt ITI

2. Whereas, the Hon'ble court vide the interim order dated 16.08.2023 in WP NO. 102488/2023 and other connected matters, pleased to pass the order in these matters to permit the students of petitioners-institutions of session 2022-23 to take ensuing examinations, which would be subject to the result of the writ petitions. Moreover, the Hon'ble court has also given the direction to the petitioner to move an application for affiliation and the respondent authority will keep the portal open for 04 weeks. If such applications are submitted online, the concerned authority shall examine the applications as provided under the Rules and Regulations.

3. So, in compliance to above interim judgment date 16.08.2023, the competent authority has decided that the aforesaid litigant ITIs are allowed to admit the students in the portal for academic Session-2022-23 and to take the ensuing examinations. It is pertinent to mention that these admissions are provisional and subject to final outcome of the writ petitions so the Petitioners-institutions shall take an undertaking from the students that they will not claim any equity since their admission are subject to result of the writ petitions.

4. That the State Directorate is further requested to take an undertaking from the petitioners before allowing for admissions on portal stating that- *"The petitioner institutions have the full infrastructure available to run the course and in case of inspection of the standing committee, if there are shortage of infrastructure, the ITI should hold the responsibility and accountability for misleading the court"*.

5. The petitioners are requested to approach the state directorate along with the necessary data and documents of the admitted trainees within 15 days from the issue of this OM in

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order to regularize the admission on the portal. The State Directorate has to consolidate the list of trainees and forward it to DGT in the standard template, both in signed PDF and Excel format, within 7 days thereafter.

6. After receiving valid trainee data, DGT will initiate the process of uploading trainees on the NCVT-MIS portal. On successful upload of data, the trainee verification and approval link on the NCVT-MIS portal would be enabled and intimated to state directorates and petitioner ITIs. After the generation of a permanent registration number, trainees shall be allowed to take the examination by following the exam guidelines in the next batch of supplementary or leftover examinations. The date of the supplementary exams is notified separately on the portal and is expected to be conducted in the month of September or October 2023.

7. That the NIMI affiliation portal is opened from 18.08.2023 to 17.09.2023, to invite applications for the litigants ITIs. The petitioners have the opportunity to move an application to regularise the affiliation. The notification is issued separately on 17.08.2023 and is communicated to the petitioners on the registered email id and is also available on NCVT portal.

This OM shall not be treated as precedent in other matters.

This issues with the approval of competent authority and in compliance to interim judgement dated 16.08.2023 passed by the Hon'ble court.

Yours faithfully,

(Raju Kannam)

Deputy Director, TC Section

To

1. The State Directorate of Karnataka dealing with Craftsmen Training Scheme
2. The office in charge/Principal of the petitioner institutions.

Copy to:

1. Sr. PPS to DG/AS, DGT, New Delhi
2. Sr. PPS to DDG, DGT, New Delhi
3. DDG(AK) - for kind information please
4. Deputy Director (TC)- with a request to upload on the NCVT MIS Portal & coordinate with NIMI

(Rajesh Kumar)

Assistant Director, TC Section