

DGT-HC044/11/2023-O/o DIR (TC) E-60497  
Government of India  
Ministry of Skill Development and Entrepreneurship  
Directorate General of Training (DGT)

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Employment Exchange Building,  
1st floor, Pusa, New Delhi,  
Date: 21<sup>st</sup> September 2023

**OFFICE MEMORANDUM**

**Subject: Regarding compliance of CONT.CAS(C) 1089/2023 arisen in Order dated 02.06.2023 passed in the matter of W.P.(C) 8341/2023 titled as Tapobhumi Pvt ITI & ANR Versus DGT.**

Whereas the petitioner, Tapobhumi Pvt ITI (PR09000528) from Uttar Pradesh, has filed the above subject writ petition seeking relief to process and finally decide the application submitted by the petitioner institution for the grant of affiliation for an additional 8 Units (2+2+4) of Electrician Trade from the academic session 2023-24 in a time-bound manner.

2. Whereas the petitioner's application was not recommended in the meeting of the 4th Standing Committee on Accreditation and Affiliation (SCAA) held on 26.10.2021 as the inspection was carried out without auto batch creation, and it was decided to carry out re-inspection jointly by state and Regional Directorate of Skill Development and Entrepreneurship (RDSDE) officials.

3. Whereas the petitioner's case was reconsidered in the 2nd SCAA meeting held on 29.04.2022 and in the 3rd SCAA meeting held on 24.06.2022, and granted one more opportunity to the petitioner for carrying out a joint inspection. Accordingly, the joint inspecting team was nominated by RDSDE to carry out an inspection on the date 25.07.2022, but the petitioner denied the inspection on the said date.

4. Whereas, the petitioner has filed the writ petition WPC 8341/2023 with aforementioned prayer, and the Hon'ble court disposed off the writ petition dated 02.06.2023 with a direction to the respondent to decide the petitioner's application in a time-bound manner.

5. That, in compliance of above order, the petitioner was given prior intimation on 13.06.2023 to keep the infrastructure ready for inspection. The Petitioner Institute agreed to the inspection in the representation given to DGT on 27.06.2023 but with a caveat attached, wherein it required the SCAA to give reasons for another joint inspection. The petitioner's case was again considered in the 10<sup>th</sup> SCAA meeting dated 21.07.2023, and it was decided to carry out a joint inspection to ascertain the infrastructure and finally decide the application. Meanwhile, the petitioner moved the above subject contempt petition in non-compliance with the order dated 02.06.2023 passed in the writ petition 8341/2023.

6. That, a special dispensation was made to the petitioner to admit trainees until 15.09.2023 in compliance with the judgment date 23.08.2023 passed in the above subject contempt case. Further, the joint inspection was scheduled on 01.09.2023 as per the availability of officials from the State Directorate and RDSDE.

7. That, the inspecting team visited the petitioner's institution on 01.09.2023, but the petitioner has again sought a further 4-week extension time for the inspection based upon



the medical report dated 09.08.2023, citing the medical reason of the chronic disease of the manager of the institution.

8. It is pertinent to mention that a person who is critically ill should not be assigned the responsibilities to operate the institution in the first instance, and power could have been delegated to another member. Further, the petitioner also had sufficient time and multiple opportunities to seek any extension in inspection well before the final date, i.e., by 01.09.2023. Moreover, assistance could have been provided by another member of the institute during the inspection in case of any medical urgencies. It is submitted that the petitioner was afforded multiple opportunities for carrying out a joint inspection since year 2022 onwards, and the same cannot be rescheduled again and again as it will be disregarded to the other pending applications for decision.

9. Therefore, in view of above iterated circumstances, since the inspection of the institute could not materialise due to the negligence of the institute management, so the petitioner application is hereby "*Not Recommended*" for grant of affiliation for additional 8 Units (2+2+4) of Electrician Trade. The petitioner may apply afresh as and when the online affiliation portal is opened from next session onwards by following the procedure laid down in affiliation norms 2018.

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

This issues with approval of competent authority and in compliance to judgement dated 02.06.2023 passed in the matter of W.P.(C) 8341/2023 and judgement date 06.09.2023 passed in CONT.CAS(C) 1089/2023 by the Hon'ble court.

Yours's Faithfully,

उज्ज्वल बिस्वास/UJJWAL BISWAS  
निदेशक / Director  
प्रशिक्षण महानिदेशालय / Directorate General of Training  
कौशल विकास एवं उद्यमशीलता मंत्रालय  
Ministry of Skill Development and Entrepreneurship  
भारत सरकार, नई दिल्ली-12 / Govt. of India, New Delhi-12

(Ujjwal Biswas)

Director (TC)

To

1. The Director, Director, Training and Employment Guru Gobind Singh Marg, Lucknow - 226004, Uttar Pradesh.
2. The Principal/Office In-charge of Tapobhumi ITI through its registered email.

Copy for information to: -

1. Sr. PPS to DG/AS, DGT Hqrs, New Delhi.
2. Sr. PPS to DDG(Affiliation)/SCAA Chairperson, DGT Hqrs, New Delhi.
3. The Regional Director, RDSDE UP.
4. Deputy Director TC with a request to upload on NCVT MIS portal
5. Guard file

(Rajesh Kumar)

Assistant Director (TC)