

**DGT-HC022/7/2021-O/o DIR (TC) E-file:42523**  
Government of India  
Ministry of Skill Development & Entrepreneurship  
Directorate General of Training

\*\*\*

Employment Exchange Building  
Pusa Campus, New Delhi – 110012  
Dated: 22<sup>nd</sup> September 2023

**OFFICE MEMORANDUM**

**Subject: Compliance of judgement dated 10.08.2021 passed in the matter of WP No. 111829/2019 (M/S Shiv Sai Pvt ITI), WP No. 111830/2019 (M/S Sunrise Pvt ITI) & WP No. 111831/2019 (M/S Unique Pvt ITI) at the bench of Dharwad-reg**

Whereas, the petitioners from Karnataka state filed the following writ petitions seeking relief against the order dated 20.04.2019, issued by the 3<sup>rd</sup> respondent, the State Directorate of Karnataka (hereinafter referred to as the "State Directorate"). This order rejected their claim for affiliation under the State Council for Vocational Training (SCVT) to the National Council for Vocational Training (NCVT). The details of the writ petitions are as follows:

1. W.P. No. 111829/2019 - M/S Shiv Sai Pvt ITI Vs DGT & Ors.
2. W.P. No. 111830/2019 - M/S Sunrise Pvt ITI Vs DGT & Ors.
3. W.P. No. 111831/2019 - M/S Unique Pvt ITI Vs DGT & Ors.

2. Whereas, the Hon'ble court vide its order dated 10.08.2021 in connected matters of WPC 11829/2019 and ors, passed the direction to the respondents, namely, the Directorate General Training (DGT) and the State Directorate to consider the claim for granting affiliation, considering the report submitted by a three-member Expert Committee on 29.11.2018, within a specified timeframe. Subsequently, due to non-compliance with the above order, the petitioners initiated the following contempt petitions:

1. C.C.C No. 100336/2022 by M/S Shiv Sai Pvt ITI
2. C.C.C No. 100257/2022 by M/S Unique Pvt ITI

3. Whereas, the Hon'ble High Court, in its order dated 23.08.2023, disposed of the contempt petitions and directed the State Directorate to forward the applications, the three-member committee's report, recommendations, and relevant documents to the DGT. Upon receipt of this information, DGT was mandated to make a decision and issue an appropriate order in accordance with the directives from WP No 11829/2019 and related matters, within a six-week period from the date of receipt of same. Further direction was passed for the petitioners to file one more fresh application to DGT for NCVT in order to facilitate expeditious compliance of the court orders.

4. Therefore, in compliance with the judgment dated 23.08.2023, it has been decided that the petitioners are requested to approach the State Directorate with the necessary documents required, if any, for affiliation under SCVT within 15 days from the issuance of this Office Memorandum (OM). Subsequently, the State Directorate shall forward the three-member expert committee report to DGT, along with recommendations for trade and units, within 15 days thereafter. Upon receiving this report, DGT shall initiate the process of a joint inspection at the premises of the petitioner institutions.

*CF*

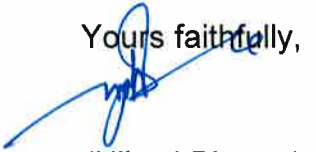
The joint inspection team shall be nominated by the Regional Directorate of Skill Development and Entrepreneurship (RDSDE) in coordination with the State Directorate. RDSDE will communicate the inspection date to the petitioners in advance. In the meantime, the petitioners must ensure that their infrastructure is prepared in accordance with the affiliation norms of 2018 and the latest syllabus of Craftsmen Training Scheme (CTS) trades before the finalization of the inspection date.

5. It is pertinent to mention here that the affiliation, based upon the aforesaid joint inspection, will be provisional. The petitioner institutions must comply with the affiliation norms of 2018, as required for opening a new ITI, within one year from the grant of provisional affiliation. Consequently, the online NIMI portal will be opened for the three petitioners to apply and fulfill the norms required for a new ITI, such as a minimum of four trades and a 1.07-acre land requirement. The date of the NIMI portal opening will be communicated separately.

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

This issues with the approval of competent authority and in compliance to judgement order dated 10.08.2021 passed by the Hon'ble court in WP No. 111829/2019 and connected matters and order dated 23.08.2023 passed in contempt petitions CCC 100336/2022 and connected matters.

Yours faithfully,



(Ujjwal Biswas)  
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 through its email/speed post.

**Copy to:**

1. Sr. PPS to DG/AS, DGT, New Delhi
2. Sr. PPS to DDG, DGT, New Delhi
3. DDG(South) - for kind information.
4. Regional Director of RDSDE Karnataka.
5. Deputy Director (TC)- with a request to upload on the NCVT MIS Portal.



(Rajesh Kumar)  
Assistant Director, TC Section