

छब्बीस-२ सचिवालय

विषय:-

आर. 527/2016/42-2

डब्ल्यू पी कमांक 1149/2016 द्वारा महाकाल प्रायवेट आईटीआई, मनासा विरुद्ध भारत सरकार एवं अन्य।

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पंजी कमांक 527/2016, दि. 16.03.16

संचालक कौशल से प्राप्त आदेश दिनांक 14.03.2016 का कृपया अवलोकन करें। न्यायालयीन प्रकरण डब्ल्यू पी कमांक 1149/2016 द्वारा महाकाल प्रायवेट आईटीआई, मनासा विरुद्ध भारत सरकार एवं अन्य में संचालक कौशल विकास द्वारा प्राचार्य, औद्योगिक प्रशिक्षण संस्था, इंदौर को प्रभारी अधिकारी की नियुक्ति कर विधि विभाग की अनुमति हेतु आदेश उपलब्ध कराया है। प्राप्त आदेश के साथ याचिका की प्रति भी उपलब्ध कराई है। अतः यदि मान्य हो तो उक्त न्यायालयीन प्रकरण में प्रतिरक्षण आदेश हेतु नस्ती विधि विभाग को अंकित किये जाने हेतु प्रस्तुत है।

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कृपया विधि विभाग को

अंकित अंग चढ़ें।

AS

AS(DD)

विधि विभाग।

Despatch No. 243 /AS/TE&SD/16

DATED 17/03/16

8251

मा. ग. म. स.
17/03/16
22-3/16

मा. मं. म. म.
त. वि. वि. वि.

का विभाग

छब्बीस-२ सचिवालय

विषय:-

आर. 527/2016/42-2

डब्ल्यू पी कमांक 1149/2016 द्वारा महाकाल प्रायवेट आईटीआई, मनासा विरुद्ध भारत सरकार एवं अन्य।

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का विभाग

Vo No. 79/527/16/42-2
18/3/16

अपर सचिव,
मध्य प्रदेश शासन,
तकनीकी शिक्षा एवं
कौशल विकास विभाग।

कौशल विकास संचालनालय

मध्य प्रदेश

Directorate of Skill Development, Beside Sai Mandir, Narmada Road, Jabalpur M.P. Ph-0761-2661021-2661024
Website www.mpdt.nic.in Email dtregibba@gmail.com

आदेश:-

जबलपुर दिनांक 16/3/16

कमांक-कौबिसं/ए4स/जन-1629/

कमांक-5 के आदेश सत्ताईस के नियम-1 एवं 2 के अधीन प्रदत्त शक्तियों को प्रयोग में लाते हुए प्राचार्य, औद्योगिक प्रशिक्षण संस्था, इन्दौर को प्रकरण कमांक-WP-1149/2016 द्वारा महाकाल प्रायवेट आई.टी.आई. मनासा विरुद्ध भारत सरकार एवं अन्य में माननीय उच्च न्यायालय, खण्डपीठ इन्दौर के समक्ष जवाबदावा प्रस्तुत करने हेतु एवं म0प्र0 राज्य के लिए तथा उनकी ओर से प्रभारी अधिकारी के रूप में अभिवक्तों पर हस्ताक्षर करने और उनको सत्यापित करने के लिए तथा आवेदन करने और उप संज्ञात होने के लिए नियुक्त करते हैं। प्रभारी अधिकारी को यह आदेश दिया जाता है कि म0प्र0 विधि और विधायी कार्य विभाग नियमावली में वर्णित कर्तव्यों तथा उत्तरदायित्व के अधीन अतिरिक्त वह अपनी नियुक्ति के पश्चात अन्य बातों के साथ ऐसी रीति में जिनमें ब्यौरे नीचे दिये गये हैं निम्नलिखित कार्य करेगा:-

1. प्रभारी अधिकारी मामले में तथ्यों के बारे में तुरन्त ऐसी जांच करेगा जो कि आवश्यक हो और याचिका में उठाये गये समस्त बिन्दुओं का पैरा अनुसार उत्तर देते हुए और ऐसी अतिरिक्त जानकारी देते हुए जिनमें कि संचालक महाधिवक्ता/ शासकीय अभिभाषक को सहायता पहुंचाने की संभावना है रिपोर्ट करेगा यदि किसी प्रकरण पर विधि विभाग से परामर्श किया गया था तो उस विभाग की राय भी रिपोर्ट से विनिर्दिष्ट की जायेगी।
2. समस्त सुसंगत फाईले दस्तावेज नियम अधिसूचनाएं तथा आदेश एकत्रित करेगा।
3. वाद पत्र/याचिका में उठाये गये समस्त बिन्दुओं का पैरा अनुसार उत्तर देते हुए और ऐसे अतिरिक्त जानकारी देते हुए जिससे कि शासकीय अधिवक्ता को सहायता पहुंचाने की संभावना है। एक रिपोर्ट करेगा।
4. उक्त रिपोर्ट तथा सामग्री के साथ शासकीय अधिवक्ता से सम्पर्क करेगा।
5. शासकीय अधिवक्ता की सहायता से लिखित कथन/उत्तर तैयार करवायेगा।
6. प्रभारी अधिकारी निम्नलिखित कागजाते पत्र भेजेगा:-
(क) वाद की एक प्रति के साथ सरकार की एक रिपोर्ट।
(ख) प्रस्तावित लिखित कथन का एक प्रारूप।
(ग) उन सभी दस्तावेजों की सूची जिन्हें साक्ष्य स्वरूप फाइल करना प्रस्तावित है और जिनकी प्रस्तुत रिपोर्ट से अपेक्षा की गई है।
(घ) मामले के निराकरण के लिए आवश्यक कागज पत्रों की प्रतियाँ जिसमें वाद की सुनवाई की तारीख वर्णित होना चाहिए।
7. मामले की तैयारी और संचालन करने में शासकीय अधिवक्ता का सहयोग करना और मामले उसके प्रक्रम और प्रगति में नियम किए गए कर्तव्यों से स्वयं को सदैव ही अवगत रखना।
8. जब भी कोई आदेश/ निर्णय विशिष्ट तथा म0प्र0 राज्य के विरुद्ध पारित किया जाता है तब विधि विभाग को सूचित करना तथा उनकी प्रमाणित प्रति प्राप्त करने के लिए उसी दिन या आगामी कार्य दिवस को आवेदन करना।
9. अपनी रिपोर्ट के साथ आदेश/ निर्णय की प्रमाणित प्रति तथा शासकीय अधिवक्ता की राय अगली कार्यवाही किये जाने के लिए इस विभाग को भेजेंगे।
10. यह देखना कि आवेदन करने में तथा प्रमाणित प्रतियाँ प्राप्त करने, रिपोर्ट बनाने, राय प्राप्त करने और उनकी सूचना देने में समय नष्ट नहीं हो।

11. जैसे ही उसे अपना स्थानांतरण आदेश प्राप्त होता है वह अपने शासकीय पत्र के माध्यम से तत्काल जानकारी देना। वह वर्तमान पद का भार सौंप देने के पश्चात भी तब तक प्रभारी अधिकारी बना रहेगा जब तक कि अन्य प्रभारी अधिकारी की नियुक्ति नहीं कर दी जायें।
12. प्रभारी अधिकारी मामला तैयार करने में शासकीय अधिवक्ता को हर संभव सहयोग देना। इस बात के लिए उत्तरदायी होगा कि कोई महत्वपूर्ण तथ्य या दस्तावेज अप्रकटित/ छुपा हुई न रह जायें।
13. प्रभारी अधिकारी या यदि लोक अभियोजक मुर्करर है तो वह जैसे ही वाद का विनिश्चय होता है परिणाम की रिपोर्ट विभागाध्यक्ष के माध्यम से सरकार को करेगा। निर्णय की एक प्रति अभिप्रमाणित प्रति प्राप्त की जायें और रिपोर्ट के साथ भेजी जायें।
14. प्रभारी अधिकारी या यदि लोक अभियोजक मुर्करर है तो वह इस बात के लिए उत्तरदायी होगा कि उन मामलों में जहाँ किसी वाद के प्रक्रम में पारित किए किसी अंतरिम आदेश पुनरीक्षित अपेक्षित हैं। समय पर कार्यवाही की गई है। अतएव वह उस आदेश के प्रति जैसे ही वह पारित आदेश के प्रति जैसे ही वह पारित किया जाये विभागाध्यक्ष के माध्यम से अपनी अनुशंसा के साथ सरकारी (प्रशासकीय विभाग) को अग्रेषित करेगा।
15. न्यायालय द्वारा प्रकरण में अंतिम रूप से आदेश पारित किये जाने पर प्रभारी अधिकारी का कर्तव्य होगा कि वह तत्काल आदेश का अध्ययन कर उन बिन्दुओं को अलग से छांटे जिन पर कार्यवाही की जाकर पालन प्रतिवेदन किस विनिर्दिष्ट दिनांक तक न्यायालय को किया जाना है। तत्पश्चात प्रभारी अधिकारी लिखित में शासन को अथवा उस सक्षम अधिकारी को जहां से आवश्यक कार्यवाही की जाना है ध्यान आकर्षित कराएगा एवं निश्चित समयावधि में न्यायालय के निर्देशों का पालन सुनिश्चित करायेगा।
16. जिन प्रकरणों में मुख्य सचिव को पक्षकार बनाया जाता है उन सभी प्रकरणों में मुख्य सचिव का उल्लेख विलोपित करते हुए प्रकरण में रिटर्न प्रस्तुतीकरण किया जावे।

(डी.के. व्यास)

अतिरिक्त संचालक

कौशल विकास मध्य प्रदेश

जबलपुर दिनांक 14-3-2016

कमांक-कौबिसं/एक्स/जन-1629/

प्रतिलिपि:- सूचनार्थ एवं आवश्यक कार्यवाही हेतु अग्रेषित:-

- (1) रजिस्ट्रार, म0प्र0 उच्च न्यायालय, खण्डपीठ इन्दौर।
- (2) महाधिवक्ता महाधिवक्ता कार्यालय, इन्दौर।
- (3) सचिव, म0प्र0 शासन विधि और विधायी कार्य विभाग, भोपाल।
- (4) अवर सचिव, म0प्र0 शासन, तकनीकी शिक्षा एवं कौशल विकास विभाग, भोपाल। (याचिका की प्रति संलग्न) कृपया विधि विभाग से अनुमति जारी कराने का कष्ट करें।
- (5) संयुक्त संचालक, क्षेत्रीय कार्यालय, औद्योगिक प्रशिक्षण संस्थाएं, उज्जैन के पत्र दिनांक 08.03.2016 के संदर्भ में।
- (6) प्राचार्य, औद्योगिक प्रशिक्षण संस्था, इन्दौर को निर्देशित किया जाता है कि (याचिका की प्रति संलग्न) शासकीय अधिवक्ता से संपर्क करने और उनसे उपस्थिति प्रमाण पत्र, प्रगति रिपोर्ट प्राप्त करने तथा अपनी प्रत्येक भेट (विजिट) पर शासकीय अधिवक्ता से आगे की कार्यवाही के लिए सलाह करने और मामले में अपनी प्रगति रिपोर्ट के साथ उसे उसके विभागाध्यक्ष को भेजने हेतु अग्रिम मामले की प्रगति रिपोर्ट एक प्रति इस विभाग को आवश्यक रूप से भेजे जावे। प्रकरण में शासन का पक्ष समर्थन कर तत्काल माननीय न्यायालय के समक्ष जवाबदावा प्रस्तुत किया जाना सुनिश्चित करें तथा जवाबदावा की तीन प्रतियाँ संचालनालय को भेजी जाना सुनिश्चित करें।

(डी.के. व्यास)

अतिरिक्त संचालक

कौशल विकास मध्य प्रदेश

IN THE High Court of Judicature at Jabalpur: Bench at Indore

Process Id: 11208/2016

WP/1149/2016

From

Deputy Registrar,
High Court of Judicature
at Indore

Against Admission ~~and~~ **AR**

Fixed for 31-03-2016

WP-DA-2

Respondent No. 2

To,

The Director,
Directorate Of Skill Development,
Narmada Road, Near Sai Mandir,
District- Jabalpur (MADHYA PRADESH),

Indore 19-02-2016

Sub: Notice to Respondent No. 2 in writ Petition (Mandamus/Prohibition/ Certiorari/Quo Warranto) No. **WP/1149/2016**

Sir/Madam,

I am directed to inform you that one **Mahakal Private Industrial Training Institute Thru. Mahesh Nagda** has filed a petition under Article 226 of the Constitution of India (Copy enclosed) in this Court, and the same is registered as Writ Petition (Mandamus/ Prohibition/ Certiorari/ Quo Warranto) No. **WP/1149/2016**

Take notice that you are required to submit a return personally or through a duly engaged Advocate on or before **31-03-2016**. If no return is filed as aforesaid, the petition will be heard and decided ex parte.

(Seal of the Court)
Encl: Copy of Petition

Your's faithfully


DEPUTY REGISTRAR



W.P. No. 1149 /2016

**BEFORE THE HON'BLE HIGH COURT OF
MADHYA PRADESH BENCH AT INDORE**

Mahakal Private Industrial Training Institute
Through Its Secretary

..... Petitioner

Versus

~~The State of MP & Others~~

..... Respondents

Union of India

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INDORE

DATED:

*Filed on
31/1/16*

SUBMITTED BY

COUNSEL FOR PETITIONER
AKASH-SHARMA

W.P. No. /2016

SERVICE MATTER

**BEFORE THE HON'BLE HIGH COURT OF
MADHYA PRADESH BENCH AT INDORE**

Mahakal Private Industrial Training Institute
Through Its Secretary

..... Petitioner

Versus

~~The State of MP & Others~~

..... Respondents

Union of India

BRIEF SYNOPSIS AND CHRONOLOGY OF DATED AND EVENTS

Date	Annex & Page no.	Details
	P-1	That, the petitioner's college is registered under Madhya Pradesh Society Registration Act.
	P-2	That, the petitioner's institute is having the effective registration for running the ITI course
	P-3	That, the candidate to obtain the center as per his choice.
	P-4	That, the petitioner's institute has given admission in the ITI course.
	P-5	That, the petitioner's institute have given the admission to near about 63 students.
	P-6	That, students of the petitioners college were shocked to see the admit card.
	P-7	That, the action of the respondent no. 3 is discriminating in allotting the examination center

INDORE
DATED

SUBMITTED BY

COUNSEL FOR PETITIONER
AKASH-SHARMA

2

W.P. No. /2016

**BEFORE THE HON'BLE HIGH COURT OF MADHYA
PRADESH BENCH AT INDORE**

Mahakal Private Industrial Training Institute
Through Its Secretary
Mahesh Nagda S/o Shri Ramesh Chand
Age- 28 Years, Occupation- Secretary
Address- Dayna Colony, Manasa
District-Neemuch (M.P.)

V/S

..... **Petitioner**

1. Union of India
Through Principal Secretary,
Department of Labor and Employment,
Shastri Bhawan,
New Delhi
2. The Director
Directorate of Skill Development,
Narmada Road, Near Sai Mandir
Jabalpur (M.P.)
3. The Joint Director,
Department of Skill Development,
Regional Office Ujjain
Dist. Ujjain(M.P.)
4. Chief Executive Officer
MPOnline Limited
An Undertaking of State Government
D.B. City Corporate Park, MP Nagar Zone 1,
Bhopal(MP)

..... **Respondents**

**IN THE MATTER OF THE WRIT PETITION UNDER
ARTICLE 226 OF THE CONSTITUTION OF INDIA**

**1. PARTICULARS OF THE ORDER AGAINST WHICH
THIS PETITION IS BEING FILED:-**

1. Date of order- 7 Feb 2016
2. Passed In - PU23000588

3. Passed By - Respondent No.3

4. Subject Matter in Brief

That, the present petition is being filed against the discriminating and malafide action of the respondent no. 2 and 3, wherein the respondent has not allotted the examination centre to the petitioner's college students according to their choice.

That, the petitioner is challenging the action of the respondent no. 2 and 3, Where by the same respondent has issued the admit card and allotted the examination center at Ujjain and on the contrary the student's of the petitioner's institute have not given the preference to Ujjain as a examination center.

**2. A DECLARATION THAT NO PROCEEDINGS ON
THE SAME SUBJECT MATTER HAS BEEN
PREVIOUSLY INSTITUTED IN ANY COURT,
AUTHORITY OR TRIBUNAL. IF INSTITUTED,
THE STATUS OR RESULT THEREOF, ALONG
WITH COPY OF THE ORDER**

The petitioner hereby makes a declaration that no other proceedings are pending or have been initiated by the petitioner for the same subject matter.

3. DETAILS OF REMEDIES EXHAUSTED-

That, the petitioner that he has availed all statutory and other remedies.

**4. DELAY, IF ANY, IN FILING THE PETITION AND
EXPLANATION THEREFORE**

That, there is no delay in the filing of the present writ petition.

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5. **FACTS OF THE CASE**

The facts of the case are as given bellow:-

- 5.1 That, the petitioner is a citizen of India and as such Enjoys all rights enshrined under part - III of constitution of India.
- 5.2. That, the present petition is being filed against the discriminating and malafide action of the respondent no. 2 and 3, wherein the respondents have not allotted the examination centre to the petitioner's college students according to their choice.
- 5.3. That, the petitioner is challenging the action of the respondent no. 2 and 3, Where by the same respondents have issued the admit card and allotted the examination center at Ujjain and on the contrary the student's of the petitioner's institute have not given the preference to Ujjain as a examination center.
- 5.3 That, the petitioner says and submits that the petitioner's college is registered under Madhya Pradesh Society Registration Act. The copy of registration is submitted and marked as **ANNEXURE P/1**.
- 5.4 That, the petitioner says and submits that the petitioner's institute is having the effective registration for running the ITI course form government of India-Ministry of Skill Development and Entrepreneurship (Directorate General of Training). The copy of the affiliation is submitted and marked as **ANNEXURE P/2**.

- 5.5 That, the petitioner says and submits that the industrial training institute know as ITI consists of 4 semesters duration 2 years. The minimum eligibility with respect to taking admission in the said course is High School Degree.
- 5.6 That, the petitioner says and submits that after taking the admission in the ITI course, the candidate admitted in the course has to submit the examination form for the coming semester. It is important to point out here that candidate has to fill examination form at the time of each semester.
- 5.7. That, petitioner says and submits that it is upon the candidate to obtain the center as per his choice. In the online form itself the candidate has to mention the preference order in relation to choosing of examination center. The candidate has to give the 3 names of the center in which he wants to appear. The document to this effect is submitted and marked as **ANNEXURE P/3**.
- 5.10 That, the petitioner says and submits that after giving the preference by the candidate with respect to examination center then it is the duty of the respondent no. 2 and 3 to allot the examination center to the candidate as per his choice filling.
- 5.11 That, the petitioner says and submits that the petitioner's college being affiliated college conduct the course of ITI at Manasa Dist. Neemuch. The name of the petitioner's institute is "Mahakal Private Industrial Training Institute".

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5.12 That, the petitioner says and submits that the petitioner's institute has given admission in the ITI course for the academic session 2015-16. The copy of the application form of some of the students are submitted and marked as ANNEXURE P/4.

5.13. That, the petitioner says and submits that, at present the petitioner's institute have given the admission to near about 63 students in the ITI course. The copy of the list of the students/candidates is submitted and marked as ANNEXURE P/5.

5.13 That, the petitioner says and submits that all the aforesaid students admitted in the institute are carrying their studies at Manasa.

5.14 That, the petitioner says and submits that the respondent no. 2 and 3 are going to conduct the examination of first semester of ITI course with respect to academic session of 2015-16.

5.15 That, the petitioner says and submits that the students of petitioner's institute have submitted examination form with respect appear in the first semester of ITI course for the academic session 2015-16.

5.16 That, the petitioner says and submits that the as per the requirement by the respondents, the students of the petitioner's institute have also given their choice with respect to obtain the examination center for the ITI course first semester examination.

5.17 That, the petitioner says and submits that the students of the petitioner's institute have given preference order for

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the examination center firstly Neemuch, Secondly Mandsaur, thirdly Ratlam.

5.18 That, the petitioner says and submits that the students of the petitioner's institute submitted their forms online because the respondents have opened the account of each and every candidate who have taken admission in the ITI course. The students of the petitioner's college have given preference in the aforesaid mention order because the students of the petitioner's institute are residing in the nearby area of Manasa.

5.19 That, the petitioner says and submits that the records with respect to choice filling is in the possession of respondents but the petitioner categorically says and submits that students of the petitioner's institute have given the preference for the allotment of examination center as above.

5.20 That, the petitioner says and submits that the respondent issued the admit card to the candidates of the petitioner's college with respect to appear in the examination of first semester of the ITI course. The respondent issued the admit card on 07.02.2016.

5.21 That, the petitioner says and submits that in pursuance to the admit card issued by the respondent no. 2 and 3 the examination of the first semester ITI course is scheduled on 12.02.2016 for the academic session of 2015-16.

5.22 That, the petitioner says and submits that the petitioner as well as the students of the petitioner's institute shocked to see the admit card in which the respondent

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no.2 and 3 have allotted examination center at Ujjain for the 47 students of the petitioner's institute. At this juncture it is again important to point out here that when at the time of submission of examination form the student's of the petitioner's institute have given the preference order to appear in the said examination, at that time the students of the petitioners institute not at all anywhere mentioned Ujjain as examination center in their preference order. The copy of the admit card is submitted and marked as ANNEXURE P/6.

5.23 That, the petitioner says and submits that likewise Ujjain the examination centers available at Mandsaur, Neemuch, Ratlam are also having complete infrastructure with respect to conduction of the online examination.

5.24 That, the petitioner says and submits that the action of the respondent no 3 is discriminating in allotting the examination center to the students of the petitioner's institute because out of 61 students who are going to appear in the examination of first semester ITI course, the respondent no. 2 and 3 allotted the examination center to the 14 candidates at Neemuch itself and further the respondent no. 2 and 3 allotted center to the rest of the student at Ujjain. The copy of the admit card of 14 students are submitted and marked as ANNEXURE P/7.

5.25 That, the petitioner says and submits that the 14 students of the petitioner's institute who have allotted the examination center at Neemuch they have given the preference order with respect to allotment of examination center as Neemuch and the rest of the

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students of the petitioner's college have also given the examination center in the preference order Neemuch, then also the respondent no. 2 and 3 has not allotted the center Neemuch to 47 student of the petitioner's institute.

5.26 That, the petitioner says and submits that the students who usually takes admission in the ITI course are from rural areas belongs to lower class families. When the students came to know about the examination center allotted to them at Ujjain, the students along with their family members got very disappointed. Hence the petitioner has taken the shelter of this Hon'ble court.

5.27 That, the petitioner has also submitted an representation before the concern authorities but no action has been taken.

5.28 That, the petitioner says and submits that in view of the above facts and circumstances know other remedy is available to the petitioner except to approach this Hon'ble court.

6. GROUND OF THE CASE

6.1. That, the petitioner says and submits that the students of the petitioner's institute have given preference order for the examination center firstly Neemuch, Secondly Mandsaur, thirdly Ratlam, the petitioner says and submits that the students of the petitioner's institute submitted their forms online because the respondents have opened the account of each and every candidate who have taken admission in the ITI course. The students of the petitioner's college have given

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preference in the aforesaid mention order because the students of the petitioner's institute are residing in the nearby area of Manasa.

- 6.2 That, the petitioner says and submits that the records with respect to choice filling is in the possession of respondents but the petitioner categorically says and submits that students of the petitioner's institute have given the preference for the allotment of examination center as above, the petitioner says and submits that the respondent issued the admit card to the candidates of the petitioner's college with respect to appear in the examination of first semester of the ITI course. The respondent issued the admit card on 07.02.2016, the petitioner says and submits that the petitioner as well as the students of the petitioner's institute shocked to see the admit card in which the respondent no. 2 and 3 has allotted examination center at Ujjain for the 47 students of the petitioner's institute. At this juncture it is again important to point out here that when at the time of submission of examination form the student's of the petitioner's institute have given the preference order to appear in the said examination, at that time the students of the petitioners institute not at all anywhere mentioned Ujjain as examination center in their preference order.

7. RELIEF SOUGHT

1. To allow the petition.
2. To, direct the respondent no. 2 and 3 to make amendment/Change in the admit card of the first semester by amending examination center for the examination going to be scheduled from 12.02.2016

COUNSEL FOR PETITIONERS AKASH-SHARMA

SUBMITTED BY

INDORE
DATED

notice of caveat has been received.

lodging a caveat by the opposite party and no such

10. The petitioner submits that he has no notice of

documents relating to the subject matter of this W.P.

in possession, power and control of any other

documents, as submitted above, the petitioner is not

9. The petitioner submits that at present, except the

institute.

choice filling order by the students of the petitioner's

any other center as no. 2 and 3 thinks fit as per the

students of the petitioners institute at Neemuch or at

12.02.2016 at the examination center of other

first semester ITI course going to be scheduled on

allow the petitioner to appear in the examination of

Hon'ble court to direct the respondent no. 2 and 3 to

It, is therefore most respectfully prayed to this

8. INTERIM RELIEF REQUESTED FOR :

favor of the petitioner and against the respondents.

deem fit in the facts and circumstances of the case, in

4. Any other reliefs, which this Hon'ble Court may

examination form.

the time of submission of the first semester

petitioners institute as per their preference given at

examination center to the 47 students of the

3. To direct the respondent no. 2 and 3 to allot the

petitioners' college.

as per the choice filed by the students of the

from Jai Bharti Mahavidhyalay Ujjain to the center

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W.P. /16

**BEFORE THE HON'BLE HIGH COURT OF MADHYA PRADESH
PRINCIPAL SEAT AT JABALPUR**

PETITIONER

Versus

RESPONDENTS

AFFIDAVIT

My Name : Mahesh Nagda.
Age : 48 Years
Father's Name : Shri Ramash Chandel Nagda
Occupation : Secretary of Society
Address : Dayma Colony, Mandson-Naka Mandson.
District- Neemuch (M.P)

I, the deponent hereby take Oath and state as under:-

1. That, I am petitioner in the present case and well conversant with the facts of the case and able to depose to the same.
2. That, I have gone through the entire facts of petition, the facts are true according to my personal/official knowledge and available record of the case and the legal pleas taken are therein are true as per legal advice received, which is believed to be true by me, nothing stated therein is false and no material fact has been concealed.

Indore-

Date-

VERIFICATION

I, the deponent above named, do hereby solemnly verify that the contents of this affidavit in paragraphs no 1 & 2 above are true according to my personal knowledge, nothing stated there in is false and nothing has been suppressed.

Indore

Date-

IDENTIFIED BY
(ADVOCATE)

अध्यक्ष महेश सचिव
महाकाय शिक्षण एवं सामाजिक सेवा
नीमच (म.प्र.)

अध्यक्ष महेश सचिव
महाकाय शिक्षण एवं सामाजिक सेवा
नीमच (म.प्र.)

Form No. 5 (Chapter X, rule 8)

W.P. No. /2016

SERVICE MATTER

**BEFORE THE HON'BLE HIGH COURT OF
MADHYA PRADESH BENCH AT INDORE**

Mahakal Private Industrial Training Institute
Through Its Secretary

..... Petitioner

Versus

The State of MP & Others

....Respondents

LIST OF DOCUMENTS

Sr. No.	Descriptions of documents	Date of Documents	Original/ copy	Number of Pages
01	P/1: Copy of the registration		Copy	
02	P/2: Copy of Affiliation.		Copy	
03	P/3: Copy of documents.		Copy	
04	P/4: Copy of Application form.		Copy	
05	P/5: Copy of List of Students.		Copy	
06	P/6: Copy of Admit Card.		Copy	
07	P/7: Copy of Admit Card of 14 students.			

DATED :

SUBMITTED BY

INDORE:

COUNSEL FOR PETITIONER

STATE: Madhya Pradesh



DATED: 30/07/2015

Name, Address & File No. of Institutes	Trade	Units for which affiliation sought / recommended by			Remarks
		Inett.	QCI	Approval by Sub-Committee of NCVT	
11 Shri Radhe Private ITI, Near New Bus Stand Bairad, Dist. Shilpuri Pin-433793 Madhya Pradesh DGET-6/12/46/2015-TC (New Pvt.)	Electrician	6(2+2+2)	6(2+2+2)	6(2+2+2)	Assessment-1/7/2015 App004065 w.e.f. Aug 2015
12 Maa Narmada Aadarsh Private ITI, Near Forest Naka Harda Road, Timrani, Dist. Harda Pin-461228 Madhya Pradesh DGET-6/12/47/2015-TC (New Pvt.)	Electrician	6(2+2+2)	6(2+2+2)	6(2+2+2)	Assessment-25/6/2015 App003517 w.e.f. Aug 2015
13 Maharshi Dayanand Saraswati Private ITI, Plot no. 4, New Hospital Bhaora, Dist. Rajgarh Pin-465674 Madhya Pradesh DGET-6/12/43/2015-TC (New Pvt.)	Electrician	6(2+2+2)	6(2+2+2)	6(2+2+2)	Assessment-5/7/2015 App004294 w.e.f. Aug 2015
14 Usha Devi Private ITI, Pahargarh Road, Kallaras, Dist. Morena Pin-476224 Madhya Pradesh DGET-6/12/51/2015-TC (New Pvt.)	Electrician Fitter	3(1+1+1) 3(1+1+1)	3(1+1+1) 3(1+1+1)	3(1+1+1) 3(1+1+1)	Assessment-20/6/2015 App003475 w.e.f. Aug 2015
15 Mahakal Private ITI, Dayma Colony, Dist. Neemuch Pin-458110 Madhya Pradesh DGET-6/12/50/2015 TC (New Pvt.)	Electrician	6(2+2+2)	6(2+2+2)	6(2+2+2)	Assessment-6/6/2015 App003820 w.e.f. Aug 2015

-3-

प्रधान मंत्री
मानव संसाधन विकास विभाग
नई दिल्ली



आई टी आई - एन.सी.वी.टी हेतु ऑनलाइन परीक्षा
ऑनलाइन कम्प्यूटर आधारित परीक्षा जनवरी/फरवरी 2016

प्रवेश पत्र

(प्रथम सेमेस्टर)

आवेदनकर्ता का नाम : DEEPAK DHAKAD	पिता का नाम : PRABHULAL DHAKAD
आई टी आई का नाम : VISHWAKARMA PRIVATE ITI MANDSAUR	आईटीआई का एमआईएस कोड : PU23000790
ट्रेड : ELECTRICIAN	ट्रेड कोड : 231
आवेदन क्रमांक (एप्लीकेशन नम्बर / रोल नम्बर) : R150823179267	जन्मतिथि : 08/Sep/1996
परीक्षा स्थल : Alpine Institute of Technology	
Gram Chandesra, Dewas Road 456010, Ujjain, Madhya Pradesh, India	
परीक्षा की तारीख : 15/Feb/2016	परीक्षा की तारीख : 16/Feb/2016
पेपर 1 : Trade Theory and ES	पेपर 2 : ED and Workshop Calculation
परीक्षा का समय : 10:15am - 01:30pm	परीक्षा का समय : 10:15am - 01:30pm
	कृपया अपना पासपोर्ट साईज फोटो यहाँ चिपकाये।
आवेदक का हस्ताक्षर	निरीक्षक का हस्ताक्षर

- परीक्षार्थियों को यह सुझाव दिया जाता है कि वे परीक्षा प्रारंभ होने से कम से कम 30 मिनट पहले परीक्षा केन्द्र पर उपस्थित रहें। परीक्षा प्रारंभ होने के 30 मिनट के बाद तक ही प्रवेश की अनुमति दी जावेगी। (कृपया निर्देश पत्र के मुख्य बिंदु क्रमांक 10 देखें)
- परीक्षार्थी को अपने ऑनलाइन परीक्षा प्रवेश पत्र के साथ प्रायोगिक परीक्षा प्रवेश पत्र को साथ लाना अनिवार्य है। नीचे दिये गये प्रमाणित मूल पहचान पत्रों में से कोई एक (वैलिड आई.डी. प्रूफ-ओरिजनल) को भी साथ लाना होगा। ऐसा न करने पर आपको परीक्षा देने की अनुमति नहीं दी जावेगी।

प्रमाणित पहचान पत्र :-

- आई टी आई आई.डी. कार्ड
- हस्ताक्षर पहचान पत्र
- पासपोर्ट
- पैन कार्ड
- इडचिग लाइसेंस
- केंद्र / राज्य सरकार द्वारा अपने कर्मचारी के लिए जारी किया गया फोटो पहचान पत्र
- फोटो लगा हुआ छात्र पहचान पत्र जिसे मान्यता प्राप्त स्कूल/कॉलेज द्वारा अपने छात्रों के लिए जारी किया गया हो।
- फोटो लगा हुआ राष्ट्रीयकृत बैंक पासबुक
- यूआईडी आधार कार्ड
- फोटो लगी हुई दस्तवी या बारहवी कक्षा की मार्कशीट।

कृपया प्रवेश पत्र के अगले पन्ने (निर्देश पत्र) को ध्यान से पढ़िए

XXX-Part-21

रूप क्रमिक 2
(देखिये नियम 7)

मध्यप्रदेश शासन



समिति का पंजीयन प्रमाण पत्र

क्रमांक 07/34/01/11883/14

यह प्रमाणित किया जाता है कि महाकाल शिक्षण एवं सामाजिक सेवा समिति नीमच, समिति जो वार्ड नं. 8, एल. 114, इंदिरा नगर विस्तार नीमच, तहसील नीमच जिला नीमच में स्थित है, मध्यप्रदेश सोसाइटी रजिस्ट्रीकरण अधिनियम, 1973 (सन् 1973 का क्रमांक 44) के अधीन 04/08/2014 को पंजीयित की गई है।

दिनांक चार माह अगस्त सन् 2014



समितियों के रजिस्ट्रार
(अलय खरे)
सहायक पंजीयक

No. DGT-12/1/2015-TC
Government of India
Ministry of Skill Development and Entrepreneurship
(Directorate General of Training)

By Speed Post

Shram Shakti Bhawan, Rafi Marg,
New Delhi, dated 30.07.2015

To
— The State Directors/UT Administrators
Dealing with Craftsmen Training Scheme
(As per the list enclosed)

Subject: Affiliation orders

Sir

The affiliation proposals, accredited by Quality Council of India (QCI), forwarded to DGT, Ministry of Skill Development and Entrepreneurship were put up before the members of the Sub-Committee of National Council for Vocational Training (NCVT) dealing with affiliation of ITIs in its meeting held on 30.07.2015 at DGT Hqrs., New Delhi for its consideration and approval.

The Committee considered affiliation proposals and accorded approvals to proposals conforming to the NCVT Norms. Affiliation orders, State wise are enclosed herewith & also available on web site. The cases kept for clarification would be submitted in the next meeting on receipt of clarifications.

In case of any discrepancy is observed in the affiliation orders, same may be intimated to this Directorate General by 10.08.2015. Next meeting of Sub-Committee of NCVT dealing with affiliations is scheduled to be held on 25.08.2015 to consider cases for the session August 2015-16.

Yours faithfully,

(Senthil Kumar)
Director of Training

Copy along with enclosures for information to:

1. The Regional Director of Apprenticeship Training RDAT- Chennai, Faridabad, Kanpur, Kolkata, Hyderabad, Mumbai and The Director, Foremen Training Institute, Bangalore.
2. National Accreditation Board for Education and Training (NABET), Quality Council of India, ITPI Building, 6th Floor, 4 - A, Ring Road, I P Estate, New Delhi - 110002- for record and intimation of deviation, if any.
3. To all concerned ITIs

(Sushil Agarwal)
Deputy Director of Training