

**117 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-7932-2023 (O&M)

Date of Decision:07.08.2023

GURPREET SINGH AND OTHERS

..... Petitioners

Versus

UNION OF INDIA AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Munish Mittal, Advocate for the petitioner.

Mr. H.S. Oberoi, Advocate for the respondent- UOI.

JAGMOHAN BANSAL, J. (Oral)

CM-12610-CWP-2023

Application for placing on record Annexure P-25, is allowed, in view of the averments made in the application, duly supported by affidavit. Said document is taken on record. Office to append the same at appropriate place.

CM stands disposed of.

CWP-7932-2023

1. The petitioners through instant petition under Article 226/277 of the Constitution of India are seeking setting aside of norms dated 11.02.2019 (Annexure P-1) & 26.04.2022 (Annexure P-2) whereby Director General Training (DGT) has initiated online 4 to 8 weeks RPL programme equating the same with one year practical/physical programme.
2. Learned counsel for the petitioners *inter alia* contends that petitioners are having qualification of one year physical training course i.e. Craft Instructor Training Scheme (CITS). DGT made CITS as essential qualification for recruitment of vocational instructor in ITI across the country. DGT time to time issued instructions to States/U.T. mandating

CITS qualification for the Craft Instructor, however, vide impugned letters, DGT has dispensed with requirement of CITS and declared that online 4 to 8 weeks RPL programme would be equivalent to one year practical/physical programme i.e. CITS.

3. Learned counsel for the respondents pointing out reply submits that competent authority has taken a conscious decision whereby online 4 to 8 weeks RPL programme has been equated with one year practical/physical programme. No prejudice has been caused to the petitioners and it is up to the competent authority to prescribe eligibility criteria or qualifications.

4. I have heard the arguments of both sides and with the able assistance of learned counsel have perused the record.

5. It is settled proposition of law that courts are not supposed to prescribe qualification or eligibility for any admission or appointment to any post. It is for the experts or the employer to determine criteria or prescribe qualification.

6. This Court does not find any *mala fide* or arbitrariness on the part of the respondents in declaring online 4 to 8 weeks RPL programme equal to one year practical/physical programme.

7. The present petition deserves to be dismissed and accordingly dismissed.

8. Pending misc. application(s), if any, shall stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

07.08.2023
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>