



F. (8404)/LC/DSSSB/22/627-631

Dated: 26.05.2022

ORDER

SUB: Compliance of order/direction dated 07.03.2022 of the Hon'ble CAT as passed in OA No. 548/2022 titled as Dinesh Chandra Versus GNCTD & Other.

WHEREAS, the Hon'ble CAT of Delhi vide its order dated 07.03.2022 passed in OA No. 548/2022, titled as Dinesh Chandra Versus GNCTD & Other, has directed as under:-

"3.---- In the facts and circumstances and with the consent of the learned counsels for the parties, the present OA is disposed of, at this stage, with a direction to the respondent's to consider the applicant's aforesaid pending same by passing an appropriate reasoned and speaking order, as expeditiously as possible, and preferably within eight weeks from the date of receipt of a copy of the order".

2. AND WHEREAS, in pursuance of the above order, the applicant Shri Dinesh Chandra has requested vide his representation received in DSSSB vide Dy. No 1943 dated 21.3.2022 to pass a reasoned speaking order.

3. AND WHEREAS, DSSSB invited online applications for total 556 vacancies (EWS-26, UR-329, OBC-163, SC-25, ST-13 (including PH-22) for the post of TGT (Hindi) Male, under post code 34/21, in the Directorate of Education, GNCT of Delhi, vide advertisement No 02/21 dated 12.05.2021. The Cut-off date/Closing date of application was 24.06.2021.

4. AND WHEREAS Shri Dinesh Chandra applied for the above post code vide application No 30801156 **under UR category** and appeared in the examination held on 18.09.2021 vide Roll No 12103401030. The marks of candidates were uploaded on Board's website on 08.02.2022.

5. AND WHEREAS, earlier, the candidate Shri Dinesh Chandra has submitted representations in the month of January 2022, stating that while applying for the above post code, he has applied under UR category erroneously. Further, he requested that his candidature may be changed from UR category to EWS category.

6. AND WHEREAS, in the advertisement No 02/21 dated 12.05.2021 for the post code 34/21, it was clearly mentioned that:-

"1. The candidates must apply online only. No other mode of applicant shall be accepted.

2. The candidates must read the INSTRUCTIONS FOR APPLYING ONLINE carefully, which are available at <https://dsssonline.nic.in> in. (when candidate login for filling up of application form for the post(s) concerned. "

7. AND WHEREAS, in 'Para 6 i.e. **Reservation benefits**' of the advertisement, the following has also been specifically mentioned:-

"(ii).... The candidate has to select the particular category when applying online for the post. No request for change of Category will be entertained at any later stage."

8. AND WHEREAS, while applying for the said post code, before final submission of the application form, the applicant was required to submit **declaration** as under:

"I have seen the preview and verified all the details entered by me are correct. I will not claim any change in my details after final submission of application."

9. AND WHEREAS, it is not disputed that the applicant did not claim the status of EWS category, while applying in response to the advertisement issued on 12.05.2021 for the post of TGT (Hindi) Male, under post code 34/21 as he had applied under UR category and **not under EWS category**.

10 AND WHEREAS, the candidate's request for change of category from UR to EWS was received in the month of January 2022, much later after conduct of examination on 18.09.2021 and was obviously an afterthought. Moreover, as per norms strictly and uniformly followed by the Board, the change of category at later stage is not permissible at all because it will upset the whole result and will be a never ending process. Hence, request for change in category from UR to EWS is not admissible.

11. **NOW, THEREFORE**, the claim of the petitioner, Shri Dinesh Chandra, Roll No. 121103401030, for change of category from UR to EWS for the post of TGT (Hindi) Male, post code-34/21, in Directorate of Education has been examined, considered and not found admissible in view of the facts mentioned above, hence rejected.

This issues with the approval of the Chairman, DSSSB.


**DY. SECRETARY
DSSSB**

To,

**Dinesh Chandra S/o Sh. Gopal Dutt Joshi,
R/o 146/2, Gali No. 1, Sambhav Babu Colony,
Delhi- 110047.**

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Copy to:-

1. PS to Chairman, DSSSB.
2. PS to COE, DSSSB.
3. Dy. Secretary (Legal), DSSSB.
4. Sr. System Analyst (IT), DSSSB with the request to upload notice on Board's Website.
5. Notice Board/ Office Order file.


**DY. SECRETARY
DSSSB**