



GOVERNMENT OF NCT OF DELHI
Delhi Subordinate Services Selection Board
FC-18, INSTITUTIONAL AREA, KARKARDOOMA, DELHI-110092
TELEPHONE – 22370237

No.F.2 (87)/P&P/11/DSSSB/Pt.File –I/

Dated:

ORDER

The Hon'ble CAT in OA 2010/12 & OA 2274/12 titled as Ms Anjum Vs DSSSB vide order 12/12/2012 has directed as under :-

“In terms of the aforesaid directions, the respondent DSSSB has permitted the applicants also to participate in the competitive examination for the selection of Assistant Teacher, GNCTD as well as Teacher (Primary), MCD. In view of the above position, if the DSSSB has not already done, we direct them to consider the case of the applicants also for sponsoring them for their appointments as Assistant Teacher/Teacher (Primary), as the case may be, as in the case of other similarly placed persons, if they have been found qualified in the competitive examination, with all consequential benefits except back wages, within a period of one month from the date of receipt of a copy of this order under intimation to all them. Thereafter, the user departments shall appoint them as Assistant Teacher/Teacher (Primary), as the case may be, within a period of one month thereafter subject to completion of the codal formalities which are the pre-requisite for their appointments. However, if there are any valid reasons for not doing so, the DSSSB shall inform the applicants accordingly within the stipulated period of one month.”

“Accordingly, these OAs are allowed. There shall be no order as to cost”.

In pursuance of above order, the case of Ms. Anjum & Ors is re examined and it is informed that in an identical case, the Hon'ble High Court of Delhi, vide its order dated 06.02.13 has set aside the impugned judgement and order dated 30.03.12 of Hon,ble CAT. The Hon'ble High Court of Delhi in WPC No. 3397/2012 titled DSSSB Vs. Preeti Balyan & Ors at para 25 which is reproduced below, directed that:

25. “Guided by the aforesaid two reasons of law we unhesitatingly reach the conclusion that the only corrective action which could be directed to be taken was, as was directed by the Tribunal when the Original Applications filed by candidates who pointed out a hiatus between retaining the upper age limit of 27 years and the classification of the post was decided with a direction to amend the Recruitment Rule and issue a corrigendum making eligible candidates up to the age of 30 years; requiring the cut off date January 15, 2010 to be retained. The subsequent decision mandating that the eligibility cut-off date should be shifted to October 17, 2011 would amount to modifying the track and as a result making ineligible many candidates who cross the age of 30 years as of January 15, 2010. It must be also remembered that the vacancies pertained to the vacancy year 2010 and this explains the cut-off date being January 15, 2010.”

Since the Hon'ble High Court of Delhi, has upheld the cut off date as on 15.1.2010, the case of applicants to consider their eligibility as on 17.10.2011 can not be accepted. Hence no relief can be granted to any candidate who is not eligible as on the cut off date i.e. 15.1.2010.

This issue with prior approval of the competent authority.

(ASHISH KUMAR)
Deputy Secretary (P&P)

To,

1. Mr. Anjum
D/o Mohammed Salim,
R/o M-93, Gali No. 1,
Subhash Mohalla,
Maujpur, Delhi – 110053.
2. Sh. Mehboob Alam,
S/o Sh. Shamim Akhtar,
R/o 4388, Gali no. 22,
Shanti Mohalla (East),
Old Seelampur,
Delhi – 110031.
3. Mohd. Nadeem,
S/o Sh. Abdul Ghaffar,
R/o 886, Street No. 30/5,
Jafrabad, Delhi – 110053.
4. Ms. Shagufta Ameet,
D/o Sh. Ameet Ahmed,
R/o H.No. C-309, Street No. 7,
Chauhan Bangar,
Delhi – 110053.
5. Ms. Warda Afridi,
D/o Aijaz Ahmed Khan,
R/o A-4, Building, Flat No. 6,
Second Floor, Okhla Vihar,
New Delhi – 110025.
6. Ms. Garima Sharma,
D/o Sh. P.D. Sharma,
R/o H.No. 595, Sector – 13,
Vashundhra, Ghaziabad.

7. Sh. Gagan Malik,
S/o Sh. Ramesh Kumar,
R/o B-34-A, Paryavaran Complex,
New Delhi – 110030.
8. Sh. Nagender Sharma,
S/o Sh. Hari Kishan Sharma,
R/o Village Lohadda,
Post Khanpur,
Distt. Meerut, U.P.
9. Sh. Parvesh Kumar,
S/o Sh. Narender Singh,
R/o B-36, Street No.1,
Bhajanpura, Delhi.
10. Ms. Meenakshi Malik,
D/o Sh. Inder Pal Malik,
R/o O-23, New Police Lines,
Kingsway Camp,
Delhi – 110009.
11. Ms. Nandita Vats,
D/o Sh. Surender Singh,
R/o RX-E/35, E-Block,
Gali No. 6, Prem Nagar,
Najafgarh, New Delhi – 110043.
12. Sh. Shambhoo Kumar,
S/o Sh. Bhure Lal Mahto,
R/o H.No. 1/3403-A (back side),
Ram Nagar Extension,
Shahdara, Delhi.
13. Sh. Noor Hasan,
S/o Sh. Kaley Khan,
R/o B-54/3, Chand Bagh,
Delhi – 110094.
14. Sh. Rashid Ahmed,
S/o Sh. Naseer Ahmed,
R/o B-86/5, Chand Bagh,
Delhi – 110094.

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Dated:

Copy for information and further necessary action to:

1. PS to Chairman, DSSSB.
2. PS to Member, DSSSB.
3. Dy. Secy. (Legal), DSSSB.
4. Dy. Secy. (Scrutiny) in order to ensure that none of the 14 Applicants/candidates shall be issued admit cards.
5. Dy. Secy. (Exam).
6. Programmer, IT Branch, with request to upload the same on the website of DSSSB.
7. Notice Board.
8. Office order file.

(ASHISH KUMAR)
Deputy Secretary (P&P)