



GOVERNMENT OF NCT OF DELHI
Delhi Subordinate Services Selection Board
FC-18, INSTITUTIONAL AREA, KARKARDOOMA, DELHI-110092
Website: www.dsssb.delhigovt.nic.in

No. F.233/Result/Pharmacist/Int. Cell/DSSSB/2019-20/4586-92

Dated: 26/10/2020

ORDER

This order shall dispose of the representation dated 24.06.2020 filed by Ms. **Surabhi Bhaurya (Roll No.12330202208)**, candidate for the post of Pharmacist, Post Code-02/18 in Health & Family Welfare in compliance of the directions of Hon'ble CAT order dated 28.09.2020 in O.A. No. 1395/2020 in the matter of Surabhi Bhaurya Vs. Govt. of NCT of Delhi and Ors.

2. The Hon'ble CAT while disposing the Original Application No.1395/2020 has directed as under:-

“ We, therefore, dispose of the OA directing the first respondent (i.e. DSSSB) to pass orders on the representation dated 24.06.2020 submitted by the applicant, within a period of four weeks from the date of receipt of a copy of this order”

3. Whereas, the DSSSB had advertised **251 vacancies (UR-06, OBC-146, SC-55, ST-44 including PH (OH)-40, ExSM-111)** for the post of Pharmacist, Post Code-02/18 in Health & Family Welfare vide **advertisement No. 02/2018**.

4. Whereas, as per merit list, there was no candidate available in the merit under ExSM category and hence all the 111 vacancies which were included in the Horizontal vacancies were remained unfilled in the prescribed ratio of the respective category and returned to the user deptt. Further, out of 40 vacancies notified under OH category, only 05 candidates found eligible as per ratio of the respective category and remaining 35 vacancies which could not be filled up for non-availability of the qualified candidates were also returned to the user department. The bifurcation of the vertical vacancies i.e. PH ctgy. & ExSM ctgy, was done as under:-

Category	UR	OBC	SC	ST	PH (OH)	ExSM	Total
Vacancies notified	06	146	55	44	40 (backlog)	111 (backlog)	251 (inc. PH & ExSM)
Vacancies remained unfilled for ExSM ctgy.	03	65	24	19	----	111	111
Vacancies remained unfilled for PH ctgy.	00	21	08	06	35	----	35
Vacancies remained unfilled under ST ctgy.	00	00	00	10	00	00	10
Total vacancies remained unfilled	03	86	32	35	35	111	156 (inc. PH & ExSM)

5. Whereas, the result of **85 UR/PH/OH-03, OBC-52, SC-21, ST-09)** candidates was declared vide **Result Notice No. 632 dated 15.06.2020** for the post of Pharmacist, Post

Code-02/18 and the candidature of 10 candidates (OBC-08, SC-02) were kept pending for want of deficient documents in the e-dossier and 10 vacancies under ST category which could not be filled up due to non-availability of the qualified candidate were also returned to the user department.

6. Whereas, the candidate Ms. Surabhi Bhaurya under SC category has scored 81.69 marks and submitted a representation dated 24.06.2020 stating that "a total of 55 vacancies were advertised in the SC category including PH and EXSM and final result of the same was declared vide Result Notice No. 632 dated 15.06.2020. As per result dated 15.06.2020, only 20 SC candidates +01 =21 candidates are selected". As per result declared, bifurcation of SC category vacancies is calculated as under:-

Total SC category vacancies advertised	Selected SC candidates	Selected SC (PH) candidate	Unfiled vacancies of ExSM	Unfiled vacancies of SC (PH)	Total (2+3+4+5)	Vacancies still available (1-6)
55	20	01	24	08	53	2

7. Whereas, the candidate has further stated that 'in para-19 of the result notice no. 632 dated 15.06.2020 for the post of Pharmacist, Post Code-02/18, it is clearly mentioned that the category wise marks obtained by the last selected candidates given and in respect of SC candidate, the same is 81.69 % marks and my name has not been placed in the selected candidates list of SC category'. The candidate has requested since she has secured 81.69 marks in the SC category, her name may kindly be included in the selected list candidates for the post of Pharmacist as vacancies are still available, at the earliest.

8. Whereas, the candidate Ms. Surabhi Bhaurya has applied for the post of Pharmacist, Post Code-02/18 in H&FW deptt under SC category and scored 81.69 marks. As per result Notice no. 632 dated 15.06.2020 & Supplementary Result Notice no. 649 dated 17.08.2020, the details of vacancy position under SC category has been given as under:-

Total SC category vacancies advertised	Unfiled vacancies of SC (PH) returned to the user department for non-availability of the qualified candidate	Unfiled vacancies of ExSM returned to the user department for non-availability of the qualified candidate	Vacancies to be filled up under SC category	Selected SC candidates	Vacancies kept pending under SC category for want of deficient / requisite documents in the e-dossier	Unfiled vacancies (D- E+F)
A	B	C	D	E	F	G
55	08	24	23	21 Candidates nominated vide result notice no. 632 dt. 15.06.2020 & 01 Candidate nominated vide Supplementary result notice no. 649 dt. 17.08.2020, Hence, a total of 22 candidates have been nominated.	01	00

9. Even though, the marks of last selected candidate under SC category are 81.69 marks and Ms. Surbhi Bhaurya has also scored 81.69 marks, her candidature could not be considered as she is below the last selected candidate in the merit as per condition laid down in the advertisement no. 02/18 at sub para-vii of para-02 (Mode of Selection) which refers as **"If there are two or more candidates in the same category having equal marks in the examination, the candidate older in age will get preference. In case of further tie, candidate having higher marks in Section 'A' of the test shall be preferred"**. The date of birth of Ms. Surabhi Bhaurya is 30.08.1992 and date of birth of last selected candidate having equal marks of Surabhi Bhaurya is 10.04.1991 who is older in age than Ms. Surabhi Bhaurya. Further, 01 vacancy which was kept pending for one candidate for want of deficient documents under SC category, has higher marks than Ms. Surabhi Bhaurya.

10. Whereas, the Board processes the results uniformly as per the terms and conditions laid down in the Recruitment Rules, which falls under the domain of user department and the Board is bound to follow the terms and condition mentioned in the Recruitment Rules given by the User Department & DoPT instructions issued from time to time, the representation dated 24.06.2020 of Ms. Surabhi Bhaurya (Roll No. 12330202208) has been taken into consideration and stands disposed of.

11. This issues with the approval of Competent Authority and in compliance of the directions of Hon'ble CAT.


Dy. Secretary, DSSSB

✓ To

Ms. Surabhi Bhaurya
R/o Quarter No. 57, Delhi Govt. Residential Complex,
Sector-11, Rohini, Delhi-110085.

No. F.233/Result/Pharmacist/Int. Cell/DSSSB/2019-20/4586-92

Dated: 26/10/2020