



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.No.58/TGT/S. Science/Male/DSSSB/2016/3518

Dated: 22/03/18

ORDER

This order shall dispose of the representation of Sh. Amit Kumar Jha, dated 29.07.2016 and 06.09.2016 in compliance of the directions of Hon'ble CAT order dated 25.07.2017.

2. The candidature of Sh. Amit Kumar Jha was rejected for not having the requisite qualification as on the closing date of receipt of applications for the post of TGT (Social Science) Male under Post Code-12/13 as per the eligibility conditions laid down in the advertisement No.01/13.

3. The Board advertised the vacancies, inter-alia for the post of TGT (Social Science) under Post Code-12/13 vide advertisement No.1/13 and the crucial date of determining the eligibility was fixed as 20.03.2013. In para No.5 of the said advertisement it has been clearly mentioned that *"the educational qualification, age, experience and other eligibility conditions against the post shall be determined as on the closing date of submission of application."*

4. The applicant was issued admit card to appear in the examination as per the information provided by him in the application form. It has been clearly mentioned in para No.11 (i) of advertisement No.1/13 that 'the candidates applying for the posts should ensure that they fulfil all the eligibility conditions. Merely because a candidate has been allowed to appear in the examination will not be considered as a valid ground for his/her being eligible for the selection.

5. A common examination was conducted on 28.12.2014 and since the applicant scored 97.25 marks and falling in the consideration zone, he was called for verification of documents in the month of February, 2016. The candidate in addition to the documents in support of his educational qualification has submitted marksheet and provisional degree of B.Ed issued by the Indira Gandhi National Open University.

6. On scrutiny of the marksheet and provisional B.Ed degree of the candidate, it was found that the same were issued on 06.04.2013. Since the date mentioned in the marksheet as well as provisional B.Ed degree of Sh Amit Kumar Jha is after the closing date of receipt of applications, i.e. 20.03.2013, his candidature was rejected for not fulfilling the eligibility conditions as mentioned in para-5 of advertisement No.1.

7. The candidate filed an application in the Hon'ble CAT vide OA No.2433/2017. The Hon'ble CAT vide order dated 25.07.2017 directed the Board as under:-

"In the circumstances, the instant OA is disposed of without going into the merits of the case by directing the respondents to consider the representation Annexure A/8 dated 29.07.2016 and Annexure A/10 dated 06.09.2016 of the applicant by duly keeping in view the B.Ed Degree certificate dated 04.02.2013 (page-51 of the OA) and clarification letter dated 28.07.2016 (page-25 of the OA) of the University and to pass appropriate reasoned and speaking orders thereon within thirty days from the date of receipt of a certified copy of this order, in accordance with law".

8. The Board considered the representation of the applicant alongwith the certificate of clarification issued by Section Officer (Exam-III), Student Evaluation Division, Indira Gandhi National Open University dated 28.07.2016 and sought a clarification from the Indira Gandhi National Open University vide letter No. Misc./TGTs/Result-2013/Int. Cell/DSSSB/2016-17/ 24521 dated 22.11.2016 to confirm the correctness of the date of declaration of result. Thereafter, a reminder was issued on dated 15.03.2017. More than a year has since passed and the requisite clarification has not been received from Indira Gandhi National Open University till date.

11. As Indira Gandhi National Open University is reluctant to provide the requisite clarification, the DSSSB has no other option but to consider the date printed on the marksheet as well as provisional degree of B.Ed as the date of passing of B.Ed, i.e. 06.04.2013, which is well after the closing date of receipt of applications,, there is no need for review of the decision already taken regarding rejection of his candidature.

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

14. Let this order be served upon Sh. Amit Kumar Jha.


Dy. Secretary, DSSSB

Sh. Amit Kumar Jha,
S/o Sh. Birendra Kumar Jha,
R/o Kh. No.15/16, Gali No.21,
A-1 Block, Kamal Vihar,
Kamalpur, Sant Nagar,
Burari, Delhi-110084

1. **Sr. System Analyst** with the request to upload the order on the website of the Board
2. Notice Board


Dy. Secretary, DSSSB