



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.DS/IC/Court Cases/2016/ 23121 - 23140

Dated: 07/10/16

ORDER

Whereas the Hon'ble CAT vide common order dated 18.01.2016 in OA No.202/2015 and 203/2015 in the matter of Vikas vs. GNCTD & ors and Pushpa Devi vs. GNCTD & Ors. directed the DSSSB as under:-

"to call the applicants for verification of their documents to verify their actual qualifications as possessed by them as on the last date for filling up of the application forms for the years 2012, as well as 2013 and to consider their candidature, and if their qualifications are found to be fulfilled as on the last date of receipt of those applications, as per the Notifications issued for the respective years 2012 & 2013, by the abovementioned Advertisements, to allow their candidature for the relevant posts."

2. And whereas the Hon'ble CAT vide order dated 22.01.2016 in OA No.286/2016 in the matter of Manoj Kumar Ruhela Vs. GNCTD & ors directed the DSSSB as under:-

"The instant original application under Section 19 of the Administrative Tribunals 1985 has been filed by the applicant seeking appointment against Post Code No.08/13 on the ground that a similar case, i.e. WP(C) No.9869/2015 has been allowed by the Hon'ble Court of Delhi vide judgement dated 27.11.2015 holding that online application cannot come in the way of the applicant and in a number of other OAs, i.e. OA Nos.4445/2014, 4591/2014 alongwith connected OAs.

Since the similar matters have been decided by this Tribunal, the respondents are directed to consider the case of the applicant and decide the same on similar lines following the same ratio decidendi".

3. And whereas the Board in compliance of the directions of Hon'ble CAT called Ms. Pushpa Devi (Post code 07/13) and Sh. Manoj Kumar Ruhela (Post code 08/13) for verification of their documents. However, while processing the result, it has come to knowledge that these candidates were not issued any Provisional admit card for Post code 07/13 and 08/13 respectively.

201/I-T
13/10/16

4. And whereas the Hon'ble CAT while passing orders dated 22.07.2016, 23.07.2016 & 27.07.2016 in OA Nos.352/2016, 460/2016, 2098/2015 & 4507/2015 respectively in the matter of Mukesh Kumar Vs. GNCTD & Ors., Amit Kumar & Ors. Vs. GNCTD & Ors., Vinita Vs. GNCTD & Ors and Anjulika Vs. GNCTD & Ors., has referred the orders passed in the above matters. The operative part of the order is as under:-

"to examine the case of the applicant and in case he/she is found to be covered by the judgements of this Tribunal passed in OA Nos.4445/2014 alongwith connected matters, OA No.202/2015 and OA No.203/2015, then he/she may be extended same benefits as were granted to the applicants in aforesaid OAs. In any case, decision of the respondents may be taken by the respondents within a period of six weeks from the date of receipt of a certified copy of this order and communicate to the applicant by means of a reasoned and speaking order."

5. And whereas for the sake of continuity, the details of the applicants are reproduced in tabular form

S. No.	Name of the candidate	O.A. No.	Date of decision	Post code for which claiming benefit
1.	Pushpa Devi	203/2015	18.01.2016	07/13
2.	Manoj Kumar Ruhela	286/2016	22.01.2016	08/13
3.	Amit Kumar	460/2016	22.07.2016	14/13
4.	Anand Mishra			12/13
5.	Devender Kumar			14/13
6.	Arti Chauhan			09/13
7.	Mukesh Kumar Dixit			14/13
8.	Praveen			07/13
9.	Saroj			07/13
10.	Suman			07/13
11.	Suhela Siddiqui			07/13
12.	Meenaxi Sharma			07/13
13.	Ritu Rani Sharma			07/13
14.	Chanchal Rani			07/13
15.	Bhagmati			07/13
16.	Mukesh Kumar	352/2016	22.07.2016	06/13
17.	Anjulika	4507/2015	27.07.2016	07/13
18.	Vinita	2098/2015	23.07.2016	07/13

6. And whereas in similar matters, a number of candidates had earlier approached the Hon'ble CAT against the rejection of their candidature before the conduct of examination and some of these candidates were provisionally allowed by the Hon'ble CAT to appear in the examination. Accordingly, these candidates



were issued Provisional admit cards to appear in the examination for the relevant Post codes, pending final decision on their applications. Subsequently, the Hon'ble CAT decided the cases in favour of some of these candidates and accordingly, the candidature of those candidates in whose favour the Hon'ble CAT decided the cases were considered for selection to the post of TGT/TGT(MIL) under the relevant post codes, as per their merit.

7. And whereas the results for all the Post Codes of TGT/TGT(MIL) in respect of Advt. No.2/12 and 1/13 have already been finalised and declared on the basis of marks scored by the eligible candidates who were issued valid admit cards against the relevant Post codes, for appearing in the examination held on 28.12.2014.

8. And whereas all the above mentioned 18 candidates can't be considered as valid candidates for the Post codes for which they are claiming the benefits as none of these candidates was issued any admit card for the Post code for which he/she is claiming the benefit after the conduct of examination/declaration of marks.

9. And whereas as per the legal opinion obtained in the matter, the candidates who were not issued valid admit cards for the relevant Post Codes for which they are now claiming benefit cannot be considered under the relevant Post code as they are to be treated to have not appeared for the examination relevant to the Post code.

10. In view of the facts and position explained above, the DSSSB is of the considered view that at this stage when recruitment process has already been completed, the candidature of the 18 candidates mentioned in para-5 above for Post Codes mentioned against each name cannot be considered without valid admit cards, as they are to be treated to have not appeared for the examination relevant to the Post Code. The rejection of the request of these candidates is, therefore, ordered accordingly.

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

12. Let this order be served upon all the above-mentioned applications through Speed post.


07/10/2016
Dy. Secretary (Scrutiny), DSSSB

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|---|---|
| 1. Ms. Pushpa Devi,
H.No.B-3/34, Meet Nagar,
P.O. Gokulpru,
Delhi-110094 | 3. Sh. Amit Kumar,
S/o Sh. Giriraj
V&PO Baiyanpur,
Distt. Sonapat, Haryana |
| 2. Sh. Manoj Kumar Ruhela,
H.No.F-48A, Gali No.1,
Ganga Vihar
P.O. Gokulpuri, Delhi-94 | 4. Sh. Anand Mishra,
S/o Sh. Kamla Kant Mishra,
V&PO Sansarpur,
Distt. Khagaria, Bihar |

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| 5. Sh. Devender Kumar,
S/o Sh. Shivcharan Lal,
H.No.64, Gali No.26D,
Molarband Extension,
Badarpur, New Delhi | 6. Ms. Arti Chauhan
D/o Sh. Narender Pratap
Kh. No.11/7/2, Gali No.5,
Kamal Vihar, Burari
Burari, Delhi |
| 7. Sh. Mukesh Kumar Dixit,
S/o Sh. Pradeep Kr. Sharma,
R/o Maine Market, Ward No.9,
Near Old Water Tank,
V&PO Baiyanpur, Churu,
Rajasthan | 8. Ms. Praveen,
D/o Sh. Suraj Bhan,
R/o 4/726, Street No.12,
Bholanath Nagar, Shahdara,
Delhi-110092 |
| 9. Ms. Saroj,
D/o Sh. Balwan Singh,
H.No.336, Pole No.97,
V&PO Mundka,
Near Saini Chaupal,
New Delhi | 10. Ms. Suman,
D/o Sh. Bhoop Singh,
F-619, Madipur, Delhi |
| 11. Ms. Suhela Siddiqui,
D/o Sh. Abdul Hamid Siddiqui
C-56, S-1, DLF Colony,
Bhopura, Ghaziabad, UP | 12. Ms. Meenaxi Sharma,
W/o Sh. Sandeep Sharma,
R/o 244, Govind Khand,
Jhilmil Colony, Delhi |
| 13. Ms. Ritu Rani Sharma,
D/o Sh. Suraj Prakash Sharma,
C-1347, State Bank Road,
Tigri, New Delhi | 14. Ms. Chanchal Rani,
W/o Sh. Ajay Kumar Gupta,
H.No.31D, Om Vihar,
Uttam Nagar, Delhi |
| 15. Ms. Bhagmati,
W/o Sh. Ashok Kumar,
R/o RZ-37, A-Block, r,
Main Gopal Nagar, Gali No.5,
Nafargarh, Delhi | 16. Sh. Mukesh Kumar,
S/o Sh. Chander Bhan,
H.No.863E/28, Bharat Colony,
Rohtak, Haryana-124001 |
| 17. Ms. Anjulika,
W/o Sh. Tarun Pal,
Near Systech Computer, Arthla,
Arthla, Mohan Nagar, .
Ghaziabad, U.P. | 18. Ms. Vinita,
D/o Sh. Ajit Singh,
H.No.306, Village Bakkarwala,
PO Mundka, Delhi-110041 |

Copy to:-

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


07/10/2016
Dy. Secretary (Scrutiny), DSSSB