



GOVERNMENT OF NCT OF DELHI
DELHI SUBORDINATE SERVICES SELECTION BOARD
FC-18, INSTITUTIONAL AREA, KARKARDOOMA, DELHI-110092

F.4 (226)/CC-II/DSSSB/2009/ 25146

Dated: 14/12/16

ORDER

Whereas, the Board vide its advertisement No. 04/2007, 05/2007 & 02/2008 had advertised 2247 vacancies for the post of LDC/Gr.-IV (DASS), Asstt. Grade-III, Clerical Asstt. in the office of DAMB, Services, DSIDC, MCD and NDMC under post code 54/07, 63/07, 90/07, 23/08, 36/08 and 38/08. The examination for this post was held on 11.04.2009, 12.04.2009 and 19.04.2009;

Whereas, the petitioner (Roll No. 2312199) was nominated to the post of LDC under post code-23/08 in OBC category in the MCD, vide Result Notice No.84 dated 10.03.2010;

Whereas, a request was received from Asstt. Commissioner (Estt.) MCD vide their letter No.A.O(Estt.)-II/CED-II/RPA-VII/2010/7552 dated 22.12.2010 for examining genuineness of candidature of Sh. Amit Kumar (Roll No. 2312199), nominated to the post of LDC in under post code 23/08, as they have received complaint that some other person had appeared in the examination in place of Sh. Amit Kumar;

Whereas, the Board had cautioned the candidates vide instructions in Para (11) of SECTION-B of advertisement about actions that the Board may initiate for misconduct in examination by them. The actions stipulate debarment of candidates either permanently or for a specified period which may extend to 10 years from any examination held or selection made;

Whereas, to verify the genuineness of the candidate, dossier of the candidate was called back from the MCD vide letter dated 28.06.2011 and candidate was called in the Board and his sample of handwriting and signature were taken on 27.02.2012. On comparison of handwriting and signatures as available in examination related documents i.e. Admit card/Answer-sheet with the sample of handwriting and signatures taken in the Board, the same were not found matching. The same has also been examined by the committee of Dy. Secretaries and the committee has opined that there is doubt of genuineness of signatures and handwriting of candidate. Further, relevant documents of the petitioner were sent to Forensic Science Laboratory for verification of genuineness of the candidature of the petitioner vide letter no. F. No.1(187)/CC-II/DSSSB/2011/3625 dated 18.06.2012, as per details below:

- Original application form bearing ID No. 23004341 of Sh. Amit Kumar **(containing Q5 i.e. signature of candidate "Amit Kumar" & Q6 i.e. name of applicant)**.
- Original Admit Card bearing Roll No. 02312199 of Sh. Amit Kumar of written examination held on 11.04.2009 **(containing Q2 & Q3 i.e. signature made by candidate)** and skill test held on 29.12.2009 **(containing Q4 i.e. signature made by candidate)**.
- Copy of Descriptive Answer sheet bearing question booklet No. E 912199, Dummy No. a-4408 and Roll No. 02312199 of Sh. Amit Kumar (containing Q1 i.e. signature, Q7 & Q7 i.e. sample handwriting).

d. Original signature (i.e. **S1 to S6**) and sample handwriting (i.e. **S7 to S8**) of Sh. Amit Kumar obtained in Board.

Whereas, being aggrieved the candidate filed the OA No. 243/2013, titled as Amit Kumar V/S GNCTD & ORS. before Ld. CAT;

Whereas, thereafter, reminder dated 31.08.2012, 22.02.2013, 19.06.2014, 01.12.2014, 12.08.2015 and 17.05.2016 were also sent to FSL in the matter. The Truth Lab vide its report File No: TLD/QD/FSL/175/16 dated 03.10.2016. Based on the Memorandum of understanding between GNCT of Delhi for FSL, Delhi and Truth Labs dated 22nd August 2014- the Director, FSL, Delhi vide requisition letter no. 309/Doc/RFSL (CHP) dated 25.05.2016 has forwarded documents of this case No. FSL-2012/D-4516 to Truth Labs, Delhi on 25.05.2016 for Forensic examination alongwith copy of forwarding letter F. No.1(187)/CC-II/DSSSB/2011/3625 Dy. Secretary, CC-II, DSSSB, Delhi dated 18.06.2012;

Whereas, Truth Lab stated that the referred documents were examined carefully and thoroughly in various forensic aspects of document examination including detection of forgery with the help of Scientific instruments such as VSC-2000, Stereo Microscope (Leica make) coupled with computer imaging system, direct incident light, oblique light, transmitted light and Ultra Violet light etc;

Observation and findings-1A

The standard signatures marked "**S1 to S6**" are written freely with uniform line quality and graded pressure and are consistent inter se. the questioned signatures marked "**Q1 to Q3**" are written with slow and hesitant movement with an attempt to simulating them from the model of a genuine signature.

Opinion-1A: The person who wrote the signatures marked "**S1 to S6**" i.e. sample signature did not write the signatures marked "**Q1 to Q3**". (Q1 i.e. signature made by candidate on question answer booklet no. E 912199, & Q2-Q3 i.e. signature made by candidate on admit card for written exam dated 11.04.2009).

Opinion-1B: It has not been possible to express any opinion on the signature marked "**Q4 to Q6**" (Q4 i.e. signature on admit card for skill test dated 29.12.2009, Q5 i.e. signature on application form & Q6 i.e. name on application form) in comparison with the signatures marked "**S1 to S6**" (S1 to S6 i.e. sample signature obtained on 27.02.2012) as all handwritings characteristics as observed in the questioned signatures are not similarly accounted for from specimen signatures.

Observation and findings-1C

Two sheets of specimen writings marked "**S7 and S8**" are sent for comparison with the extensive questioned writings marked "**Q8 to Q22**". Although both questioned and standard writings are written freely but show differences in their handwritings characteristics among themselves both in general as well as individual handwritings characteristics such as relative size and proportion of the characters; relative spacing of the characters; speed and skill of the questioned writings are higher than the specimen signatures; Slant of the questioned writing is

towards left tendency while in specimen it is towards right; differences are also observed in the formation of various characters available for comparison such as formation of letter “ka”, “ba”, “ta”, “ ja”, “ ha”, “ma”, “ la”, “ha”, “ra”, na”, etc., formation of words such as “mai”, pra”, ‘hai”, etc., as well as some figures such as figure “2”, “8”, “4”, “3”, etc. are found different. But other comparable writings as available in the questioned writings have not been provided for comparison.

Opinion-1C: Cumulative consideration of the above observations indicating towards the different authorship of the writings marked “Q8 to Q22” (i.e. handwriting on answer booklet) in “S7 and S8. (i.e. sample handwriting obtained on 27.02.2012) But for a definite opinion further specimen writings obtained repeatedly with reference to entire contents of the questioned writings marked “Q8 to Q22” are needed.

Opinion-1D: It has also not been possible to express a definite opinion on the English writing marked “Q7” (i.e. name of candidate on answer booklet)) due to non availability of similar comparable material.

Whereas, the Truth Lab/FSL has reported that the person who wrote the signatures marked “S1 to S6” i.e. sample signature did not write the signatures marked “Q1 to Q3”. (Q1 i.e. signature made by candidate on question answer booklet no. E 912199, & Q2-Q3 i.e. signature made by candidate on admit card for written exam held on 11.04.2009).

Whereas, the Truth lab/FSL has also not confirmed the handwriting made by candidate on descriptive Answer Booklet and left a doubt as a Cumulative consideration of the above observations indicating towards the different authorship of the writings marked “Q8 to Q22” (i.e. handwriting on answer booklet) in “S7 and S8. (i.e. sample handwriting obtained on 27.02.2012);

Whereas the Truth lab/FSL has also not confirmed the signature marked “Q4 to Q6” (Q4 i.e. signature made by candidate on original admit card for skill test dated 29.12.2009, Q5 i.e. signature signature made by candidate on original application form & Q6 i.e. name on application form) in comparison with the signatures marked “S1 to S6” (S1 to S6 i.e. sample signature obtained on 27.02.2012);

Whereas, the non matching of signatures and non confirmation of handwriting, clearly confirms a suspect transaction or other exam malpractices can occur subsequent to the entry of a candidate in an exam hall, for which the candidate, Sh. Amit Kumar has to take responsibility;

That this validates the discrepancy noticed by the committee of Dy. Secretaries who had opined that there is doubt of genuineness of signatures and handwriting of candidate i.e Sh. Amit Kumar.

Whereas, the filter against prevention of malpractice in exam has to operate at the strictest level and must be validated for the entire exam sequence on the day of exam i.e. entry of the legitimate candidate and his/her actually taking the exam without indulging in any malpractices;



Thus, the DSSSB in these circumstances and indeed in general also, cannot operate on the threshold of "benefit of doubt" but must necessarily ensure elimination of malpractice and suspect transaction for the entirety of exam transaction. Segregation of defects suggesting malpractices is not a legal option.

That the Board cannot operate on the principal of granting a 'benefit of doubt' to the candidate especially in circumstances where doubts exist regarding impersonation in the process of the exam. The conduct of the candidate in the examination process has to be above board for its entirety;

In view of the above, the candidature of the candidate Sh. Amit Kumar bearing Roll No. 2312199 may be cancelled for Post of LDC in MCD under post code 23/08.

The petitioner is informed accordingly.

The Board reserve the right to take any further criminal or civil action as deemed appropriate.

This issues with the approval of Chairman, DSSSB.

Bhatia
14/12/16
Dy. Secretary, (CC-II)

**Sh. Amit Kumar S/o Sh. Kuldeep Singh,
F-113, Prem Nagar-I, 70 Feet Road,
Sultanpuri, Delhi-110086.**

F.4 (226)/CC-II/DSSSB/2009/

Dated:

Copy for information and further necessary action to:

1. PS to the Chairman, DSSSB.
2. PA to the COE/Member-II, DSSSB.
3. Dy. Secretary (Legal), DSSSB.
4. SA (IT) with the request to upload the same on the website of DSSSB
5. Office order file.

Bhatia
14/12/16
Dy. Secretary, (CC-II)