



F.No. 4(442)/DSSSB/CC-I/2016/ 7468-75

Dated:- 15/11/19

ORDER

Compliance of order/direction dated 29.07.2019 of the Hon'ble Central Administrative Tribunal as passed in OA No. 2209/2019 and MA NO. 2385 /2019 titled as Soran Singh & Others V/s Govt. of NCT Delhi & Others.

The Hon'ble CAT in OA No. 2209/2019 and MA NO. 2385/2019_titled as Soran Singh & Others V/s Govt. of NCT Delhi & Others, vide its order dated 29.07.2019 has directed as under:-

"5. At this stage, learned counsel for the applicants submit that applicants shall be satisfied, if the present OA is disposed of at this stage with a direction to respondent No.2 & 3 to consider the Legal Notice dated 25.07.2018 (Annexure A-I) and to dispose of the same by passing a reasoned and speaking order in a time bound manner. We are of the considered view that if such a request of the applicants is accepted, no prejudice is likely to be caused to the respondents even in absence of any reply from them.

6. In view of the aforesaid, without going into the merits, the OA is disposed of with a direction to the respondents No. 2 & 3 to consider the aforesaid Legal Notice dated 25.07.2018 and pass a reasoned and speaking order within a period of four weeks from receipt of a certified copy of this order. No order as to costs".

As per requisition received from the User department (H & F W, GNCT of Delhi), the DSSSB advertised **204 {UR-68, OBC-75, SC-32, ST-29 (Including PH (OH-HH) 06 & EXSM-20}** vacancies for the post of Laboratory Assistant (Grade-IV) under Post Code 30/14 vide advertisement No. 1/14. The cut-off date for the said Post Code was **27.02.2014**.

The written examination for the said post was conducted on 26.04.2015. Further, Vide Notice No. F. No. 4(442)/DSSSB/CC-I/2016/46-53 dated 19.01.2016 the marks obtained by the candidates (1380 candidates) were uploaded on the Website of the Board.

Further, a total of 275 candidates in different categories, who were in zone of consideration, were shortlisted and called for verification of their documents in the Board's premises on 16.05.2016.

On the basis of marks obtained in written examination and as per scrutiny of documents/dossier furnished by the candidates, the result has been declared vide result notices no. 492 dated 22.06.2016 and subsequent result notice no.568 dated 04.08.2017 & result notice no 674 dated 22.06.2018.

The recruitment process for the said post has already been closed on 04.08.2017. The waiting Panel was valid upto 03.08.2018. The unfilled vacancies (EXSM & PH Category) have been returned to the user department i.e. H&FW, GNCTD, as no suitable candidate was available in the respective category.

In compliance of the order dated 29.07.2019 passed by Ld. CAT, the candidature of all the 03 petitioners i.e. **1.)** Sh. Soran Singh (Roll No. 82003650), **2)** Sh. Vikash (Roll No. 82003750) and **3).** Ms. Meenakshi (Roll No. 82004190) have been thoroughly examined and it is seen that these petitioners applied in SC category for the post of Laboratory Assistant (Grade-IV) under Post Code 30/14 in H&FW Deptt. GNCT of Delhi and appeared in written examination held on 26.04.2015 for the above post.

The applicant Sh. Soran Singh having Roll No. 82003650 obtained marks as **73.50**, Sh. Vikash having Roll No. 82003750 obtained marks as **73.25** and Ms. Meenakshi having Roll No. 82004190 obtained marks as **73.75**. The above applicants could not be selected for the above post **as the last selected candidate in SC category obtained 77.50 marks.**

On thorough examination of the entire process of recruitment for the said post it has been found that, as on date, a total of 50 vacancies (UR-08, OBC-16, SC-04 ST-22 including 20 EX Service Men and 04 PH-OH) remained unfilled as no suitable candidate was available in their respective categories. It is pertinent to mention that these 04 vacancies in SC category are further reserved for Ex Service Men (03) and PH-OH (01) (horizontal reservation) and these vacancies could not have been filled with other category candidates. Thus it is observed that 32 vacancies were reserved for SC category out of which 28 vacancies were filled up and remaining 04 vacancies i.e., 03 vacancies for SC EXSM and 01 vacancy for SC PH-OH were kept reserved which could be filled up only from SC EXSM and SC PH-OH. As per record none of these three candidates either belong to SC EX-SM or SC PH-OH category.

In view of the above facts, the claim and candidature for selection to the post of Laboratory Assistant (Grade-IV) under Post Code 30/14 in H&FW GNCT of Delhi in respect of all the above 03 petitioners/applicants i.e. Sh. Soran Singh (Roll No. 82003650), Sh. Vikash (Roll No. 82003750) and Ms. Meenakshi (Roll No. 82004190) in SC category has been considered & examined and not found admissible in view of the facts mentioned above, hence rejected.

This issues with prior approval of the Competent Authority.


Dy. Secretary
DSSSB

To,

1. **Sh. Soran Singh S/o Sh. Aman Singh, (Roll No. 82003650)**
R/o H.No. E-748, Rajeev Gali, Ashok Nagar,
Shahdara, Delhi-110093.
2. **Sh. Vikash S/o Iswar Lal, (Roll No. 82003750)**
R/o I-590, Bheem Gali, Sabzi Mandi,
Malka Ganj, Delhi-110007.
3. **Ms. Meenakshi w/o Chandra Mohan, (Roll No. 82004190)**
R/o H. No. 100, Mata Wali Gali, Old Maujpur,
Near Sabji Mandi, Delhi-110053.

F. No. 4(442)/DSSSB/CC-I/2016/7468-75

Dated:- 15/11/19

Copy for information and further necessary action to:

1. PS to the Chairperson, DSSSB.
2. Sr. PA to the COE, DSSSB.
3. Dy. Secretary (Legal), DSSSB.
4. Programmer, IT Branch, with the request to upload the same on the website of DSSSB.
5. Notice Board.
6. Officer Order file.


Dy. Secretary
DSSSB