



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/

9989

Dated: 05/05/17

ORDER

This order shall dispose of the representation of Sh. Rohit Kumar, dated 05.09.2016 in compliance of the directions of Hon'ble CAT order dated 20.03.2017.

02. The candidature of Sh. Rohit Kumar for the post of TGT (Maths) Male under Post code 08/13 was rejected for the reason that he was not in possession of B. Ed degree which is essential for his eligibility to the said post. The Board process the result of the candidates on the basis of the eligibility conditions prescribed in the relevant recruitment rules and the clarification thereon, if necessary, obtained from the concerned User Department.

03. As per the Recruitment Rules, one of the eligibility conditions for the post of TGT (Maths) is that the candidate should have obtained degree/diploma in Training Education or SAV certificate before the closing date of receipt of applications. However, as per the notification No.238 of 4th September, 2001, notified by National Council for Teacher Education, the minimum Academic and Professional Qualifications prescribed for teaching at Secondary/High School level is Graduate with Bachelor of Education (B.Ed) or its equivalent or four years' integrated B.Sc., B.Ed or an equivalent course.

04. Sh. Rohit Kumar is a candidate for the post of TGT (Maths) where he is required to teach students upto Secondary level (upto 10th level). The candidate has done his Diploma in Elementary Teachers Education meaning thereby he is sufficiently qualified for teaching students at Elementary level, i.e. upto 8th Std and not for teaching Secondary level students. However, in order to ensure that no mistake is committed in this aspect while recruiting Trained Graduate Teachers, a clarification was sought from the Education Department and the clarification issued by the Education Department is as under:-

"As per NCTE notification dated 4th September, 2001, minimum qualification for Secondary/High School teachers, i.e. TGTs has been prescribed as Graduate with Bachelor of Education or its equivalent.

Hence, Diploma in Elementary Teachers Training from DIET is not eligible for the post of TGT/TGT (MIL) as they are appointed to teach from Class- VI to Class-X. Accordingly, Bachelor of Education has been prescribed as an essential minimum qualification for the post of TGT/TGT (MIL).

05. The Board had taken action as per the clarification issued by the Education Department and had provisionally selected the candidates for nomination to Education Department who were in possession of B.Ed degree and not those candidates who were in possession of diploma in Elementary Education. Sh. Rohit Kumar has done Diploma in Elementary Education issued

by Jamia Millia Islamia. His candidature for the post of TGT (Maths) Male under Post code 08/13 has been rejected for not having B.Ed degree, which is an essential qualification as per the above cited clarification. Aggrieved by the rejection of his candidature, Sh. Rohit Kumar filed an application in the Hon'ble CAT. The Hon'ble CAT vide order 20.03.2017 has directed the DSSSB as under:-

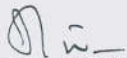
"Accordingly, this OA is disposed of at the admission stage itself, without issuing notice to the respondents and without going into the merits of the case, with a direction to them to consider the representation of the applicant and decide the same by means of a reasoned and speaking order within six weeks from the receipt of a certified copy of this order..."

06. Sh. Rohit Kumar vide his representation dated 05.09.2016 had requested to consider his candidature as per RRs and details given by DSSSB vide advertisement No.1/2013, as he fulfils all requirements for the post of TGT (Maths) Male under Post code 08/13.

07. Keeping in view the requirement of B. Ed degree as an essential qualification of eligibility for the post of TGTs and that Sh. Rohit Kumar is having only a diploma in Elementary Education, his candidature has been rightly rejected for having found him ineligible for the said post. As no new facts have been brought by the candidate before the Board vide the said representation, there is no need for review of the decision already taken regarding rejection of his candidature.

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

09. Let this order be served upon Sh. Rohit Kumar through Speed post.


Dy. Secretary, DSSSB

Sh. Rohit Kumar,
S/o Sh. Satish Kumar,
R/o Village Berli Khurd,
Musepur, Distt. Rewari,
Haryana

Copy to:-

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


Dy. Secretary, DSSSB