



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.82/Rectt./TGT Comp. Science/2017/405254

Dated: 11/10/2018

ORDER

This order shall dispose of the representation of Sh. Sandeep Dabas dated 16.11.2017 in compliance of the directions of Hon'ble CAT order dated 31/05/2019 in OA No.1734/2019.

2. The applicant in his Original Application before the Hon'ble CAT had prayed that he submitted a representation in DSSSB on 16.11.2017 and he would be satisfied if his representation was considered in time.

3. The Hon'ble CAT vide order dated 31/05/2019 had directed that the representation dated 16/11/2017 of the applicant be decided within a period of six months from the date of receipt of a certified copy of the order which was received on 02/07/2019.

4. Sh. Sandeep Dabas had applied for the post of TGT (Computer Science), Post Code-192/14 under OBC category. The applicant scored 89.75 marks in the written examination. Since the applicant has scored more than qualifying marks, he was directed to upload his e-dossier on OARS.

5. On scrutiny of his e dossier it was found that he has done BIT instead of BCA, therefore his candidature was rejected vide Rejection No.209 Notice dated 10/11/2017 for not having requisite qualification as Recruitment Rules.

6. The applicant in his representation dated 16.11.2017 had stated that as per the application form available online there a drop down menu for selection of appropriate educational qualification and he selected BCA despite having multiple degree(MCA) under bonafide belief that BIT degree would be considered as equivalent to BCA degree.

7. He further stated that he did not upload his MCA marksheet/degree at the time of submission of his e dossier as he has not mentioned said degree at the time of submission of his application. He was under bonafide belief that MCA degree holder are not eligible for the post of TGT(Computer Science).

8. He also stated that the candidates having only MCA has been selected vide result Notice No 194 dated 11/10/2017 while his candidature has been rejected despite having better educational qualifications which he could not mention due to technical restrictions of online application module.

9. As per the advertisement No 01/14, the qualification for TGT Computer science (Post Code 192/14) was as under:-

"Bachelors Degree in Computer Application (BCA) from a recognized university; OR

Graduation in Computer Science from a recognized university (provided that the Computer Science subject must be studied in all years as main subject); OR

B.E./B.Tech(Computer Science/Information Technology) from a recognized University; OR

Graduation in any subject and 'A' Level course from DOEACC, Ministry of Information and Technology, Govt. of India.

10. Further, it has been clearly mentioned in the advertisement that the above said qualifications are relaxable at the discretion of the competent authority for reasons to be recorded in writing, in the case of candidates otherwise well qualified.

12. Sh. Sandeep Dabas has also accepted above said facts in his representation dated 16/11/17, thus he was fully aware about the relaxation to be given to well qualified candidates.

13. As per RRs the essential qualification for the said post was graduation therefore, there was only one drop down menu in online application to mention educational qualification but for uploading e dossiers there was one extra column under the head "Miscellaneous Documents" to upload any other documents which are considered important or relevant by the candidates.

14. The above said option was widely used by the many candidates to upload their MCA Degree/Marksheet and they were selected vide result Notice No.194 in compliance of Hon'ble High Court Judgment dated 07/08/2013 in the matter of Directorate of Education Vs. Neelam Rana in W.P.(C) No.575/2013.

15. As far as contention of candidate considering BIT equivalent to BCA is concerned, nowhere in the Recruitment Rules it has been mentioned that BIT would be considered equivalent to BCA. Further, Recruitment Rules are specific in nature and cannot be modified merely on the bonafide belief of candidate.

16. The Board process the results as per the terms and conditions laid down in the Recruitment Rules, which calls under the domain of User department and, therefore, the Board has no role to play regarding relaxation of essential qualification.

17. Sh. Sandeep Dabas was well aware about the relaxation to be given to well qualified candidates but he did not upload his MCA qualification and mentioned only his BIT degree in his e dossier which cannot be considered equivalent to BCA as

mentioned above paras. Therefore, his candidature was rejected for not having requisite qualification as Recruitment Rules.

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

13. Let this order be served upon Sh. Sandeep Dabas.



Dy. Secretary, DSSSB

Sh. Sandeep Dabas,
S/o Sh. Ramesh Kumar,
R/o H. NO 280, VILL NEELWAL
P O TIKRI KALAN, NEAR COMMUNITY CENTRE
NANGLOI
DELHI

No.F.82/Rectt./TGT Comp. Science/2017/4052-57

Dated: 19/10/19

Copy to :-

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



Dy. Secretary, DSSSB