



GOVERNMENT OF NCT OF DELHI  
Delhi Subordinate Services Selection Board  
FC-18, INSTITUTIONAL AREA, KARKARDOOMA, DELHI-110092  
Website: [www.dsssb.delhigovt.nic.in](http://www.dsssb.delhigovt.nic.in)

F.No.288/Result/TGT (Sanskrit)/Male/CC-III/DSSSB/2021-22/2300-2306

Dated :- 20/12/22

ORDER

SUB:- Compliance of order dated 22/09/2022 passed by the LD. CAT in OA No.2361/2022 in the matter of Rajaram Meena vs DSSSB & Ors.

Whereas the applicant Sh. Raja Ram Meena aggrieved by his non-selection in PH category has approached Ld. CAT vide OA No. 2361/2022 and he has prayed to set aside the result notice no. 874 dated 20.06.2022 issued by DSSSB and also direct the respondents to consider the candidature of the applicant for appointment on the post of TGT (Sanskrit) (Male) (Post Code 54/21) in DOE under PH (OH) category and grant all the consequential benefits.

And whereas, the Hon'ble CAT of Delhi vide its order dated 22.09.2022 in OA No. 2361/2022 in the matter of Raja Ram Meena vs DSSSB & Ors has directed as under:-

**10.... Accordingly, in our view, no useful purpose would be served in keeping this OA pending. Therefore, we dispose it of at this initial stage itself with a direction to the competent authority amongst the respondents to examine the claim of the applicant as brought out in his representation dated 15.07.2022 and take a well considered decision, in view of the facts and observations above, within a period of four weeks' from the date of this order.**

And whereas, a representation made by Sh. Raja Ram Meena Dated 15.07.2022 addressed to DoE as well as his representation dated 29.07.2022 received in the Board. In his representation he has cited that he has applied for the post of TGT(Sanskrit) post code 54/21. However, on 19.06.2021, at the time of applying for the post in OARS portal, he mistakenly mentioned his category as ST category and submitted the form in the portal. However, he stated that he actually belongs to ST-PH Category and he has disability category (OH) certificate issued on 01.02.2018. Further, vide said representation he has claimed that at the time of appearing in examination he was given additional time as given to other PH category candidate after he has shown his disability certificate at the center. Furthermore, at the time of filling of Document in E-dossier, his disability certificate could not be uploaded due to some technical error in OARS. He asserted that he should be considered for nomination under PH category as he has secured more marks than last nominated candidate under PH (OH) category.

And whereas the Board Vide its advertisement No. 03/2021 dated 27.05.2021 had advertised 866 vacancies (UR-390, EWS-25, OBC-275, SC-115, ST-61, PH/OH-19, PH/VH-16) for the post of TGT (Sanskrit) Male; Post Code-54/21 in Directorate of Education with closing date of application is 03/07/2021. The online exam was held on 05.09.2021.

And whereas on the basis of the performance in examination, a total of 763 candidates who qualified the exam in both the Section A and Section B in his

*[Signature]*

respective category were shortlisted for uploading of E-dossier w.e.f. 21/12/2021 to 04/01/2022 vide notice dated 15/12/2021. Accordingly, after scrutinizing the documents as uploaded by shortlisted candidates in their E-dossier, the two opportunities were given to those candidates who have some deficiency in their uploaded documents vide notice dated 01/4/2022 and 21/4/2022 respectively.

And whereas the board on the basis of merit and after preliminary scrutiny of the documents as per the provisions of the statutory RR's for the post of TGT (Sanskrit) Male, Post Code 54/21 and terms and conditions of the advertisement no. 03/2021 issued Main Result Notice no. 874 dated 20.06.2022, supplementary result notice no. 885 dated 12.07.2022 & corrigendum dated 15.09.2022 wherein a total of 455 candidates (UR-270 incl 11 PH/OH, 06 PH/VH EWS-01 incl. 01PH/OH, OBC-07, SC-115 (incl. 01 OH), ST-61 incl. 01 PH/OH) were provisionally nominated as per their merit and total 38 candidates were also provisionally shortlisted in waiting panel list.

And whereas the applicant herein has applied for the post of TGT (Sanskrit) Male post code 54/21. At the time of applying for the post through OARS portal he declared his category as ST Category candidate. Accordingly, he was issued admit card with Roll No. 111505400160 for appearing in the exam conducted on 05.09.2021 in ST Category. On the basis of examination he secured 80.39 marks. Accordingly, as per his merit and based on information he provided in his application form he was shortlisted under ST Category only for uploading of E-dossier w.e.f. 21/12/2021 to 04/01/2022. The applicant had uploaded his documents in E-Dossier within time. It is pertinent to mention here that vide board result notice no. 874 dated 20.06.2022 (amended vide corrigendum notice dated 15.09.2022) the last nominated candidate under ST category has scored more marks (i.e., 83.99) than the marks (i.e., 80.39) scored by the applicant Sh. Raja Ram Meena, therefore he could not be provisionally nominated in Post Code 54/21 for the post of TGT Sanskrit Male. However, he was placed at waiting panel list at S.No. 4 under ST category as per his merit in his category.

And whereas it is pertinent to mention here that as per advertisement no. 03/21 dated 27.05.2021 at Reservation Column No. 6(ii) it was clearly stated as "*Candidates who wish to be considered against reserved vacancies and/or to seek age relaxation, must be in possession of relevant certificates (EWS/SC/ST/OBC/ Non Creamy Layer/PwD/ Educational/ Experience etc.) issued by the competent/notified authority (in prescribed format) on or before the cutoff date (closing date of advertisement) otherwise their claim for any category will not be entertained and their applications will be considered against UR category vacancies, if eligible otherwise. **The candidate has to select that particular category when applying online for the post. No request for change of Category will be entertained at any later stage.***" Therefore, the candidate cannot change his category under any circumstance at this belated stage. He has faulted upon filling his correct category and the board cannot be held responsible for lack of awareness on part of applicant. Further he has also given his handwritten self declaration on the day of examination in Photo Attendance Sheet mentioned as under :-

**"I certify that I am the person whose name roll no. and photograph appear on this E-Admit Card I hereby declared that the**





***information given in the application is true and correct to the best of my knowledge and belief. In case any information given in this application proves to be false or incorrect. I shall be responsible for the consequences."***

Moreover, at the time of uploading of E-Dossier he has not uploaded any PH category certificate in support of his claim and he only uploaded ST Certificate.

It is further stated that DSSSB cannot change the category at this stage as per prayer of applicants herein as doing so, making few applicants eligible/ineligible, would be violation of decision given by the ***Apex Court in Civil Appeal Nos.2634/2013 and 1313/2008 whereby it has been observed that the "Rule of the Game" cannot be changed once the game has started i.e. in the midway once the advertisement has been issued.*** It will be gross injustice with those who could not qualify because of not attaining minimum qualifying marks as prayed by applicants. Further, it will open the Pandora box i.e. all the results processed by the Board in various Post Codes will need to be reviewed/amended, which is also against the principle of natural justice.

As claimed by the applicant that he has availed extra time as PH Candidate at the center, in this regard it is stated that the opportunity availed by the candidate is seems to be illegal as he initially failed to apply in the PH category in OARS application form. Though, it is now established that the applicant has availed extra time without opting PwD category, his candidature in ST category need to be reviewed in the light of above facts which came into knowledge of DSSSB at this belated stage particularly after his representation.

Now, therefore, in view of aforementioned facts the representation dated 15.07.2022 as well as representation dated 29.07.2022 was examined in detailed and not found tenable being devoid of merit and hence same is rejected.

This issue with the approval of the chairperson, DSSSB

  
**Deputy Secretary, DSSSB**

To, Raja Ram Meena (roll no. 111505400160)  
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