

No.F.4 (391)/DSSSB/CC-I/2014/3557-64

Dated: 13/12/18

RESULT NOTICE: 740

TEACHER (PRIMARY) POST CODE-70/09
MUNICIPAL CORPORATION OF DELHI

1. In compliance of Ld. CAT order dated 28.05.2018 in OA No.1436/2015 (in the matter of Leena Sharma) and order dated 11.05.2018 in OA No.28/2015 (in the matter of Pooja Dalmia) and in continuation the previous Result Notices No. 343 dated 5/12/2014, Result Notice No. 367 Dt. 16/4/2015, Result Notice 433 Dt. 22/01/2016, Result Notice 460 dated 7/4/2016 and Result Notice 527 Dt. 23/09/2016 Result Notice 530 dated 20.12.2016, Result notice 541 dated 03.05.2017, Result Notice 542 dated 05.05.2017, Result notice 611 dated 19.02.2018 and Result Notice 650 dated 21.05.2018 and on the basis of written examination held on 02-02-2014 and eligibility regarding educational qualifications, age etc. as per Advertisement No. 004/09 and RRs for the post of Teacher (Primary), MCD, Post code 70/09, the following candidates are hereby provisionally selected and recommended for appointment to the post of Teacher (Primary), post code 70/09 in MCD:-

UR Category.-02

S. NO.	ROLL NO.	NAME	DOB	MARKS
1	07064286	LEENA SHARMA	20.06.1979	79.25
2	07095836	POOJA DALMIA	30.03.1979	81.75

2. It is stated that while passing it's order dated 26.11.2018, Hon'ble High Court in WPC No. 12498/2018 titled DSSSB & ANR VS. LEENA SHARMA & ORS, and WPC No. 12499/2018 titled DSSSB & ANR VS. POOJA DALMIA & ORS has observed as under: "... the respondent in WP(C) 12498/2018 served in that capacity as a contractual teacher between 2005 to 2013. On the other hand, the respondent in W(C) 12499/2018 served as a contractual teacher between 2003 to 2014. The respondent-MCD sought to fill the vacancies of Teacher (Primary) on regular basis and consequently came out with an advertisement. The qualifying age was 30 years upper limit for the unreserved category candidates. The respondents-applicants have crossed the said age limit. Like the respondents-applicants, hundreds of other contractual teachers have been serving on the said post and in respect of 347 contractual teachers, age relaxation was granted under the orders of the Hon'ble Lt. Governor, Delhi. However, the names of the respective respondents-applicants were left out from the said list of 347 candidates and consequently they were not granted age relaxation. Being aggrieved by their exclusion, and discriminatory treatment meted out to them, the respondents moved their respective original applications.

Under interim orders, they were permitted to participate in the selection process. After calling for replies from the respondents before the Tribunal, the original applications have been allowed on the ground of parity. The submission of Ms. Ahlawat, learned counsel is that the MCD has not provided any information to the petitioner in respect of the respective respondents with regard to the period during which they have served and whether they were entitled to age relaxation like the 347 contractual teachers who were granted age relaxation by the GNCTD.

We do not find any merit in the submissions for the reason that the MCD was respondent before the Tribunal and MCD did not offer any justification for exclusion of the names of the respective respondents from the list of 347 candidates who were granted age relaxation. Consequently, there is no reason for the petitioner to raise a doubt with regard to the claim of the respondents to seek age relaxation like hundreds of other candidates, who were granted the same. “

3. In view of above observations made by Hon'ble High Court, it is stated that since MCD is the custodian of RRs and appointing authority of the post of Teacher (Primary) under post code 70/09, therefore, the provisional selection of above both candidates is subject to satisfaction and fulfilment of all eligibility criteria and specifically regarding relaxation of age for the post at the level of MCD itself .
4. The selection of the above **02** Candidate (**UR: 02**) shall further be subject to fulfilment of all the eligibility conditions as prescribed by the statutory RRs and terms and conditions of advertisement as indicated in the advertisement inviting applications and subject to thorough verification of his identity with reference to his photographs, signatures/ handwriting etc., On the application form, admission certificate etc. The candidature of the candidate is liable to be cancelled by the User Department also, in case the candidate is found not to be fulfilling the eligibility conditions or due to any other genuine reason. The Competent authority of the department concerned shall issue the appointment letter to the candidate after satisfying himself of his eligibility as laid down in the Recruitment Rules and on verification of the correctness of the information/ documents/caste certificate furnished in the application forms. Further, the recognition of the universities from which the degree/ diploma/ certificates have been submitted by the candidates should also be verified.
5. Mere inclusion of name in the result notice does not confer any right upon the Candidate over the post. The selection/appointment of above mentioned candidates shall further be subject to outcome of any court case.

6. The result has been processed keeping in view of the eligibility conditions regarding educational qualifications/caste certificate/disability certificate etc. as on cut-off date i.e. 15-01-2010.
7. While every care has been taken in preparing the results, the DSSSB reserves the right to rectify errors and omissions, if any.
8. This issues with the prior approval of the Competent Authority of DSSSB.


Deputy Secretary (CC-I)

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Copy to:-

PS to Chairperson, DSSSB

1. PS to Member -II, DSSSB
2. PS to COE, DSSSB
3. Jt. Secretary to Hon'ble LG Rajniwas, Delhi
4. SO to Chief Secretary, Delhi, 5th level, Delhi Secretariat, Delhi-110002.
5. Dy. Secretary (P&P) (In duplicate)
6. **DY. Secretary (Legal Cell), DSSSB.**
- ✓ 7. System Analyst with a request to **upload the result on the official website of the Board.**
8. Assistant Director, (Planning) DSSSB **for complying of reports.**
9. Office Order File.


Deputy Secretary (CC-I)