



GOVERNMENT OF NCT OF DELHI
DELHI SUBORDINATE SERVICES SELECTION BOARD
FC-18, INSTITUTIONAL AREA, KARKARDOOMA, DELHI-110092

No.F.3 (9 to 13)/DSSSB/Result/2010-11/

Dated:-

ORDER

Compliance of order/direction dated 13.08.2014 of the Hon'ble Central Administrative Tribunal as passed in OA 3304/2013 titled as Sh.Samay Singh & Ors V/s GNCTD & Ors.

The Hon'ble CAT in OA 3304/2013, titled as Sh.Samay Singh & Ors. V/s GNCTD & ors. vide its order dated 13.08.2014 has directed as under:-

"In the circumstances, the Original Application is disposed of with direction to the respondents to examine the claim of the applicants in view of the aforementioned judgment of the Hon'ble High Court of Delhi and communicate their decision to them within twelve weeks from the date of receipt of a copy of this order. No costs."

In compliance of above order, the case of applicant i.e. Sh.Dinesh Mahawar, Roll No.07714107 has been re examined and it is hereby decided that:-

1. Whereas, the applicant Sh. Dinesh Mahawar had applied for post of Staff Nurse under post code No.77/09.
2. Whereas, the DSSSB had conducted the examination for this post Staff Nurse under post code No.77/09 on 30.05.2010 and the result was declared on 27.01.2011.
3. Whereas, the applicant Sh. Dinesh Mahawar appeared in SC category. The candidate obtained 76/200 marks as per final merit list.
4. Whereas, thereafter, the documents furnished by the candidates were scrutinized and on the basis of SC caste certificate enclosed with application form he was found not eligible for benefit of reservation under SC category being SC outsider to the post of Staff Nurse under the post code 77/2009 in H & FW Deptt.
5. Whereas, result was declared as per the judgment dated 04.08.2009 of Hon'ble Supreme Court of India passed in Civil Appeal No.5092/09 (arising out of SLP Civil No.24327 of 2005) - Subhash Chandra & Anr Vs Delhi Subordinate Services Selection Board with W.P(C) No. 507 of 2006 Sarv Rural and Urban Welfare Society through its President Vs Union of India, Thus candidature of candidate was not considered for the post.
6. Whereas, Sh.Dinesh Mahawar & Ors. filed OA No.3304/2013 before Hon'ble CAT.
7. Whereas, the petitioner is SC Outsider and his candidature was not considered as per applicable law at that time based on the decision of orders of Hon'ble Supreme Court in the matter of Subhash Chandra & Anr Vs Delhi Subordinate Services Selection Board with W.P(C) No. 507 of 2006 Sarv Rural and Urban Welfare Society through its President Vs Union of India.

8. Whereas, the result processing for this post code i.e. 77/09 was carried out as per applicable law and the decision in the matter of Deepak Kumar v/s DSSSB was pronounced after a long time.
9. Whereas, the documents furnished by the candidate, available on file (dossier), were scrutinized and it has been observed that SC Certificate issued on 07.02.2011 & GNM Certificate issued on 12.07.2010 which is after cutoff date i.e. **15.01.2010**.
10. Accordingly, he has not been found eligible for selection as per RR's of the post of Staff Nurse under the post code 77/09 in Health & Family Welfare.

In view of the above facts, the applicant Sh. Dinesh Mahawar cannot be considered for selection to the post of Staff Nurse under post Code 77/09. The claim of the applicant cannot be considered.

This issue with prior approval of the competent authority.


Deputy Secretary CC -II

Sh. Dinesh Mahawar.
s/o Sh. Bhauri Lal Mahawar,
R/o-Qr.No.1165, Sec.3,
MB Road, Pushp Vihar,
N.Delhi-17

No.F.3 (9 to 13)/DSSSB/Result/2010-11/208

Dated:- 21/08/2015.

Copy for information and further necessary action to:

1. PS to the Chairman, DSSSB.
2. Sr.PA to Member II, DSSSB.
3. PA to the COE, DSSSB.
4. Dy. Secretary (Legal), DSSSB.
- ✓ 5. Programmer, IT Branch, with the request to upload the same on the website of DSSSB.
6. Notice Board.
7. Office order file.


Deputy Secretary CC -II