



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.131/Result/PGT/Hindi/M/Int. Cell/DSSSB/2018-19/3043-47

Dated: 31/08/2020

ORDER

This order shall dispose of the representation dated 26/12/2018 filed by Sh. Vivek Kumar Sharma (Roll No. 110411000563), candidate for the post of PGT (Hindi) Male, Post Code-110/17 in compliance of the directions of Hon'ble CAT order dated 05/02/2019 in OA No. 417/2019

2. The Hon'ble CAT while disposing the Original Application No. 417/2019 has directed as under:-

"However, the applicant is directed to send a copy of his representation dated 26.12.2018 to the Competent Authority within 15 days from the date of receipt of certified copy of this order and the respondents are directed to consider the same and pass a reasoned and speaking order on the grievance of the applicant expeditiously before declaration of results of this examination."

3. The copy of representation dated 26.02.2018 was not enclosed by the applicant as directed by Hon'ble CAT vide order dated 05.02.2019, therefore vide memorandum no. F. N.131/Result/PGT/Hindi/M/Int. Cell/DSSSB/2018-19/185/351 dated 08.01.2020, the applicant was advised to submit copy of representation dated 26.12.2018 at the earliest so that a speaking order may be issued in compliance of Hon'ble CAT order dated 05.02.2019. The said copy of representation dated 26.02.2018 having names of applicant as Vivek Kumar Sharma & others is received through Govt. Counsel in CP No. 211/2019 of OA No. 417/2019.

4. The candidate Sh. Vivek Kumar Sharma (Roll No. 110411000563) has applied under UR /PH (OH) category for the post of PGT (Hindi) Male, Post Code-110/17 and appeared in the computer based online examination on 23.07.2018 and scored 146.30 marks out of 300 marks and was placed at 3717 rank under UR category whereas notified vacancies under UR category are 59 only. The marks of last selected candidate under UR category are 216.20 and there are 3645 candidates between the applicant herein and last provisionally nominated selected candidate under UR category. Similarly, although, there are no vacancies notified under PH category, but for academic purposes the applicant herein is placed at 74 rank in PH category and would not have made it in this category also had there been vacancy in PH category. Thus it is quite clear that Sh. Vivek Kumar Sharma (Roll No. 110411000563) stands far below in the merit list.

5. Accordingly, the representation dated 26.02.2018 is examined in detail and point wise comments with regard to the queries raised by the applicants are given as under:

Point No.	Queries raised by the applicants in representation dated 26.02.2018	Answers
1.	The marks obtained by the candidates are not as per the answer keys. One could understand the difference of five to ten of obtained marks but here is difference of 30-40 to 110-110 marks. How can there be this much of difference of marks?	Candidates are given opportunity to challenge the draft answer keys and answer key is finalized after consideration of these objections by subject experts. Evaluation is done as per this final answer key. Marks are given to the candidates as per this final answer key. Further, the candidates herein have not cited any specific instances and have just leveled generalized allegations based on their own conjectures and surmises.
2.	The candidates are being directly affected by the normalization order. This has come in our knowledge that candidate who obtained 180 marks was later awarded 220 marks. How can that happen.	Normalization is done as per formula notified vide notice dated 11/07/2018. This formula is used by most of the Recruitment agencies and is based on statistical methods
3.	Due to normalization by the Board, the candidates who obtained more marks are being directly affected and they are being excluded from the select list. Which is neither justifiable nor impartial?	The candidates herein have not cited any specific instances and have just leveled generalized allegations based on their own conjectures and surmises.
4.	Normalization process is not reasonable in Hindi subject as there is no benchmark available to measure difficult and easy questions?	Normalization process is applied in case of exam held in different batches and normalization formula uploaded on the website clearly indicates that for applying this formula, there is no requirement of difficulty level of individual questions.
5.	It seems that Board is in haste in compliance of the order of Hon'ble High Court and is therefore other committing mistakes or declaring erroneous result.	Issue of normalization has already been explained above. Further, results are processed as per policy and established procedure without prejudice against any individual candidate by applying uniform standards.
6.	Why did not marks of all the candidates published by the Board before asking for E-	Marks of all the candidates appeared in the examination are declared before

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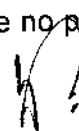
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	dossiers.?	calling for E-dossiers and each candidate can see his/her marks in his/her individual login through OARS portal.
7.	The eligible candidates are not being selected due to erroneous assessment process of the Board which is question marks on the impartiality of the Board?	The allegations leveled by the applicant are baseless and rights of none are infringed or violated as assessment process is uniformly applicable to all the appeared candidates. Further, no specific instance has been pointed by the applicants.
8	The right of Equality is being infringed by the assessment process of the Board and is also lacking confidence.	
9.	It is request to the Board to publish the list of original obtained marks and complete the selection process.	Results are being declared as per declared policy. Whenever, the exams are being held in more than one shift, normalization formula has to be implemented.
10.	Impartiality and confidence is very important for any competitive examination, however it seems that the Board is oblivious in this regard.	Board is processing results as per established policy and procedure, without prejudice against any individual candidate by applying uniform standards.

6. From the above, it is apparent that the queries raised by the applicants in representation dated 26.02.208 are vague, baseless and based on their own conjectures and surmises.

7. Further, apart from the above discussed representation dated 26.02.2018, the applicant Sh. Vivek Kumar Sharma has also given another fresh representation dated 15.02.2020, in which the applicant apart from discussing all the above referred queries has also raised a fresh issue regarding non-provisioning of reservation of disabled persons in respect posts advertised for Post Code-110/17(PGT-Hindi-Male).

8. In regard to representation dated 15.02.2020 of the applicant, it is stated that the Board is only a recruiting agency. The determination of vacancies and extent of reservation of vacancies are done by the user department i.e. Directorate of Education in this post. The Directorate of Education did not prescribed reservation to PwD (PH) candidates in this post code, accordingly, DSSSB was bound to follow Directorate of Education. It is only in those cases that where user department i.e. Directorate of Education prescribed vacancies for Pwd (PH) candidate the same is advertised and applications sought for the particular category, only then the merit list is created in respect of that particular category. Mere filing of application does not entail reservation, in case no post are reserved for that category, as same would tantamount to discrimination against all those candidates who are similarly placed to the applicant i.e PH category, who did not apply, as there were no posts reserved

for the said category and any relief being granted to the applicant at this stage would be against the principles of natural justice.

9. This issues with the approval of Competent Authority, DSSSB.


Dy. Secretary, DSSSB
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Sh. Vivek Kumar Sharma S/o Sh. Rajender Prasad Sharma
H. No. 140. Gali No. 12,
Govind Vihar, Karawal Nagar
Delhi-110094

