

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF TRAINING & TECHNICAL EDUCATION
MUNI MAYA RAM MARG, PITAMPURA, DELHI-110034.
(CO-ORDINATION BRANCH)

No.F.5(44)/2017/CDN/TTE/ 1089-93

Dated: 20/12/18

To,

1. All Principals ITs/ITIs/Degree Colleges/Universities under DTTE
2. Controller (BTE)
Delhi.

Sub:- Dress code for exams/tests/interviews etc.

Sir/Madam,

I am directed to forward herewith a copy of letter No. F.53/242/GAD/CN/2018/4495 dt. 13/12/18 alongwith its enclosures received from Deputy Secretary (GAD), Delhi Sectt., GNCT of Delhi, on subject mentioned above, which is self explanatory for information and further necessary actoin in this regard.

Encl: As above.

Yours faithfully,

(RAJEEV KUMAR)
SECTION OFFICER(CDN)

No.F.5(44)/2017/CDN/TTE/ 1089-93
Copy to :-

Dated: 20/12/18

1. P.S. to Commissioner cum Secretary (TTE).
2. P.A. to Joint Director (TTE).
- ✓ 3. The system analyst, TTE (HQ) requested to upload the information referred to above on the Deptt. website www.tte.delhigov.nic.in

SECTION OFFICER(CDN)

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
GENERAL ADMINISTRATION DEPARTMENT
DELHI SECRETARIAT, I.P. ESTATE, NEW DELHI - 110002
No.F.53/242/GAD/CN/2018 4495- Dated 13/12/2018

To

All Pr. Secretaries/Secretaries/HODs
Govt. of NCT of Delhi.


Sub: Regarding dress code for exams/tests/interviews etc.

Sir/Madam,

Please find enclosed herewith the communication from Chairman, Delhi Minorities Commission vide letter No. PA/Chairman/DMC/GNCTD/2018/14138 dated 30.11.2018 along with order dated 09.10.2018 of the Delhi Minorities Commission, on the above subject for information and appropriate action..

Yours faithfully,

Encl: As above


(Amitabh Kundoo)
Dy. Secretary (GAD)

3124/A.O./Admin
20/12/18
980/CDW
20/12/18

*Pl. circulate to all
1710/170/Degree Colleges/Universities
under DTE and Controller BTE for
compliance*

AK
20/12/18

Sot(Edw)



सत्यमेव जयते

DR. ZAFARUL-ISLAM KHAN
CHAIRMAN

दिल्ली थॉट गिहटी बमिमत
दिल्ली अल्पसंख्यक आयोग
DELHI MINORITIES COMMISSION

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
C-BLOCK, 1st FLOOR, VIKAS BHAWAN, NEW DELHI-110002

Telefax : 23370825

E-mail : dmc_nct@rediffmail.com

Website : www.dmc.delhigovt.nic.in

No.PA/Chairman/DMC/GNCTD/2018(4)38
Dated the 30th November, 2018

Sir/Madam,

This Commission has received a number of complaints from Muslim women and Sikh men and women, that they are facing difficulties while appearing for interviews, examinations and tests where they are forced to take off articles of faith like *hijab* (scarf) and *kirpan* and *kara* etc. in the name of security. If they refuse, they are denied an opportunity to appear in tests, examinations or interviews which is a gross injustice. Security is important and frisking of each candidate should be done properly. In view of the prevalence of this problem, this Commission has passed a general order for such situations.

A copy of the same is sent to you so that it is made available to all departments and staff conducting interviews, tests and examinations.

Yours sincerely,

Dr. Zafarul-Islam Khan

The Secretary,
Department of General Administration,
Govt. of NCT of Delhi
2nd Level, Delhi Secretariat, I.P. Estate,
New Delhi-110002.

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6/12/18

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GAAD/2018/62395
05/12/2018

30/11/18

SS (GAAD)

immediate pl

05.12.2018

DS (GAAD)

06.12.18

SO (GAAD) / shahin

sll
u/c

K. VINOD CHANDRAN, J.

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W.P.(C) Nos.21696 of 2015 - J.
& 21905 of 2015 - K

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Dated this the 21st day of July, 2015

J U D G M E N T

The writ petitions are filed by two female students belonging to Muslim community contending that the dress code prescribed by the Central Board of Secondary Education (C.B.S.E) of wearing half sleeve kurta/salvar would prejudice them, insofar as their religious custom mandate them to wear a head scarf and also full sleeve dresses.

2. The learned Standing Counsel for the C.B.S.E had taken notice and on instruction submits before this Court that the dress code has been specified by the C.B.S.E not with the intention of harassing any student and on the contrary it is to ensure that no untoward incident as in the earlier examination, which led to the cancellation by the Hon'ble Supreme Court; is

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repeated. The learned Standing Counsel also places before me the decision of the Hon'ble Supreme Court, from which relevant extracts are pointed out, to indicate the ingenuous methods by which copying was resorted to by means of electronic gadgets, wired to the body itself, and camouflaged by full sleeve dress and so on and so forth.

3. Only two students have come up before this Court and going by the submissions made by the learned Standing Counsel, the dress code as such cannot at all be said to be wrong or improper especially considering the judgment of the Hon'ble Supreme court and the cause detailed therein for cancellation of the earlier examination. It is also to be noticed that the dress code has been insisted on, only from the earlier experience and to ensure that no such incident is repeated in the course of the present examination. The practice of resorting to external aid, by whatever means, to better the performance in the examination, prejudices particularly and primarily the students and definitely

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W.P. Nos. 22696 of 2015 - J
& 22905 of 2015 - K

the Board also who has responsibility of conduct of such examinations.

4. However, it cannot be ignored that in our country with its varied and diverse religions and customs, it cannot be insisted that a particular dress code be followed failing which a student would be prohibited from sitting for the examinations. This Court is of the opinion that no blanket orders are required in the writ petitions filed by two students, apprehending that they would be prohibited in writing the examination for reason of their wearing a dress conducive to their religious customs and beliefs.

5. In such circumstance, there shall be a direction that at the two centres indicated in the writ petitions, the Invigilator along with a woman Invigilator or another authorised officer shall be present half an hour before the examination commences. The petitioners who intend to wear a dress according to their religious custom, but contrary to the dress

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Section Nos 21696 of 2015 - 1
21705 of 2015 - A

code, shall present themselves before the Invigilator half an hour before the examination and on any suspicion expressed by the Invigilator, shall also subject themselves to any acceptable mode of personal examination as decided by the Invigilator, but however carried on only by an authorised person of the same sex. If the Invigilator requires the head scarf or the full sleeve garments to be removed and examined, then the petitioners shall also subject themselves to that, by the authorised person. It is also desirable that the C.B.S.E issue general instructions to its Invigilators to ensure that religions sentiments be not hurt and at the same time discipline be not compromised.

With the above direction, the writ petitions would stand disposed of.

Sd/-
K. VINOD CHANDRAN,
JUDGE

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// true copy //
[Signature]
P.A to Judge.