

“No carelessness until there is a cure. Wear Mask, follow physical distancing & maintain hand hygiene.”

**PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
I.P. Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110
Tel Nos. 011-23379900-01 Fax No.011-23370903
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Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97

Date of hearing: 05.11.2020

Complainant : Sh. Kashmir Singh.
Respondent : The Chairman,
Delhi Subordinate Services Selection Board,
Govt.of NCT of Delhi.
Through Sh.V.P. Jha, Deputy Secretary(CC-II)
Grievance No. : PGC/2019/A.II/DSSSB/03

1. Brief facts of the case

1.1 Sh.Kashmir Singh has filed a grievance petition in Public Grievances Commission aggrieved by his non-selection to the post of Grade-IV(DASS) Post Code 61/15 under Category OBC, Sub-category Ex-Servicemen against the Advertisement 01/15 dated 20.10.2015 on the ground of overage, by DSSSB, GNCTD.

It is further stated his application was accepted and he was issued Admit Card for written examination with Roll No.15430666, under Category OBC, Sub-Category EX. Result for the written examined was declared on 18.10.2017 and he was provisionally shortlisted for next tier exam under OBC/EX category. He was issued admit card for PET/Skill Test (Typing Test) under the same category and in the skill test result declared on 24th May, 2018, he qualified in OBC/EX category. As per DSSSB instructions, he uploaded all his relevant documents in the e-dossier.

Furthermore, in the final result declared on 16th July, 2018, his Roll No.15430666 was rejected in EXSM category stating that “*as the candidate was found overage after also considering the age relaxation of military service plus three additional years*” as admissible to EXSM candidate.

It is further stated that after his request to DSSSB to consider his OBC age relaxation plus EXM age relaxation, DSSSB issued supplementary Result

Notice-740 letter dated 16.11.2018 in which his result was shown as *“Candidature of 01 candidate having roll number 15430666 which was earlier rejected in EXSM category, is hereby kept as pending for seeking clarification from the Services Department regarding admissibility of OBC category + EXSM category age relaxations.”*

It is the contention of the complainant that he is an OBC/EXM candidate and **qualified under OBC/ESM category, he should be given OBC age relaxation.** As per DoP&T OM dated 27.3.2012, OBC category persons are entitled 3 years age relaxation vide OM dated 25.1.1995 and Ex-Servicemen category persons are entitled for period of military service plus three years age relaxation vide notification dated 15.12.1979.

Further, if he is not entitled for OBC age relaxation, then how his application was accepted under OBC category and how his results (written test & skill test) was shown/declared under OBC category ?

Furthermore, despite a lapse of more than one year, Services Department is unable to clarify the above clarification (since Nov.2018 to till date). He has requested for the Commission's intervention for direction to the respondent department to take needful action in the matter.

2. Facts emerged during the proceedings.

2.1 Shri V.P. Jha, Deputy Secretary(CC-II) of the respondent department filed an action taken report. It is stated in the report that *“...The Services Department had referred the matter to DoPT, Govt.of India and DoPT vide letter dated 03.01.2020 has given clarification in the matter. On scrutiny of the clarifications, it is found that no age relaxation for the OBC candidate is admissible who is also an EXSM category except the relaxation of age mentioned at Point No.8 and 11 of the OM No.15012/2/2010-Estt(D) dated 27.03.2012 issued by DoPT.*

*In the light of the clarification of DoPT, GOI and in terms of advertisement No.01/2015 and Recruitment Rules for the post of **Grade-IV(DASS) under Post Code 61/15 in Services Department, GNCTD**, the candidature of the candidate Kashmir Singh having Roll No.15430666 under post code 61/15, i.e. Grade-IV (DASS) is found **“Not Eligible”** and therefore, his candidature has been rejected in the said post code vide Rejection Notice No.1002 dated 15.07.2020, as the candidate was overage even after considering the age relaxation of 16 years and 05 months and three additional year, as admissible to EXSM candidates.”*

2.2 The complainant is not present.

3. Directions:

3.1 In view of the submissions made by the Deputy Secretary(CC-II) of the respondent department and in the light of the clarification of DoPT, Govt.of India, the case of the complainant stands disposed of in the Commission.

(MRS. MADHU SHARAN)
MEMBER(PGC)

PGC/2019/A.II/DSSSB/03

Dated:

1. The Chairman, Delhi Subordinate Services Selection Board,
Govt.of NCT of Delhi, FC-18, Institutional Area, Karkardooma,
Delhi-110092.
2. Secretary, Delhi Subordinate Services Selection Board,
Govt.of NCT of Delhi, FC-18, Institutional Area, Karkardooma,
Delhi-110092.
3. Dy.Secretary (CC-II), Delhi Subordinate Services Selection Board,
Govt.of NCT of Delhi, FC-18, Institutional Area, Karkardooma,
Delhi-110092.
4. Sh.Kashmir Singh.