



**Central Administrative Tribunal  
Principal Bench, New Delhi**

**O.A. No.1364/2020**

**MA No.1706/2020**

**WITH**

**OA No.1105/2020, MA No.1353/2020, MA  
No.1354/2020**

**OA No.1178/2020, MA No.1457/2020, MA  
No.1456/2020**

**AND**

**OA No.1371/2020, MA No.1715/2020, MA  
No.1716/2020**

**This the 21<sup>st</sup> of October, 2020**

(Through Video Conferencing)

**Hon'ble Mr. Justice L. Narasimha Reddy, Chairman  
Hon'ble Ms. Aradhana Johri, Member (A)**

**OA 1364/2020**

Nidhi Kumari  
Aged about 32 years,  
D/o. Sh. Sher Singh  
R/o. Govind Nagar,  
Madar Pur Road, Bharatpur,  
Rajasthan-321 001  
Post : TGT Hindi (Female)  
Post Code – 141/17  
Group : B

...Applicant

(By Advocate : Mr. Anuj Aggarwal)

Versus

1. Delhi Subordinate Services Selection Board  
(DSSSB),  
Through its Chairman  
Govt. of NCT of Delhi,  
FC-18, Institutional Area,  
Karkardooma, Delhi-110 092.



2. The Director of Education  
Directorate of Education,  
Govt. of NCT of Delhi,  
Old Secretariat Building,  
Civil Lines, Delhi-110054.

...Respondents

(By Advocate : Ms. Esha Mazumdar)

**OA No. 1105/2020**

1. Reena Dhaiya  
Aged about 32 years  
D/o. Sh. Jagbir Singh,  
R/o. H. No. 96 A Bengali Colony,  
Jharoda Road,  
Najafgarh, New Delhi-110072  
Roll No. 2800115252  
Post : Teacher (Primary)  
(Post Code = 16/17 & 1/18)  
Group – B
2. Amit  
Aged about 24 years  
S/o. Sh. Vijender Singh,  
R/o.1225 A Gali No. 1  
Vikas Nagar Sonipat 131 001  
Roll No. 2800138440  
Post : Teacher (Primary)  
(Post Code = 16/17 & 1/18)  
Group – B
3. Manisha  
Aged about 27 years  
D/o. Sh. Sahab Singh  
R/o. RZ-223, Uggarsain Park Nangloi Road  
Najafgarh, New Delhi-110043  
Roll No. 2800052880  
Post : Teacher (Primary)  
(Post Code = 16/17 & 1/18)  
Group – B
4. Vikrant Rana  
Aged about 28 years  
S/o. Sh. Sujan Singh Rana  
R/o. H. No. 200 Pana Darwaja VPO Mungeshpur  
Delhi-110039



Roll No. 2800022602  
 Post : Teacher (Primary)  
 (Post Code = 16/17 & 1/18)  
 Group – B

5. Anju Drall  
 Aged about 30 years  
 D/o. Sh. T. K. Drall  
 R/o. H. No. 118 Near Sultan Puri,  
 Roaf Pooth Kalan  
 Delhi-110041  
 Roll No. 2800101153  
 Post : Teacher (Primary)  
 (Post Code = 16/17 & 1/18)  
 Group – B
6. Vinod Kumar  
 Aged about 30 years  
 S/o. Sh. Suresh Kumar  
 R/o. H. No. 2/34, Kunwar Singh Nagar,  
 Nangloi,  
 Delhi-110041  
 Roll No. 2800103113  
 Post : Teacher (Primary)  
 (Post Code = 16/17 & 1/18)  
 Group – B
7. Navdeep Yadav  
 Aged about 28 years  
 S/o. Sh. Rajender Singh,  
 R/o. Flat No. 44 Police Colony,  
 Nangloi, Delhi-110041  
 Roll No. 2800027235  
 Post : Teacher (Primary)  
 (Post Code = 16/17 & 1/18)  
 Group – B
8. Mamta  
 Aged about 30 years  
 D/o. Sh. Rajbir Singh,  
 R/o. G-21/363, Sector-7 Rohini,  
 Delhi-110085  
 Roll No. 2800078202  
 Post : Teacher (Primary)  
 (Post Code = 16/17 & 1/18)  
 Group – B

...Applicants



(By Advocate : Mr. Anuj Aggarwal)

Versus

1. Delhi Subordinate Services Selection Board (DSSSB),  
Through its Chairman  
Govt. of NCT of Delhi,  
FC-18, Institutional Area,  
Karkardooma, Delhi-110 092.
2. North Delhi Municipal Corporation (NDMC)  
Through its Commissioner  
Dr. SPM Civil Centre,  
J. L. Nehru Marg,  
New Delhi-110 002.
3. South Delhi Municipal Corporation (SDMC)  
Through its Commissioner  
23<sup>rd</sup> Floor, Civic Centre,  
Minto Road, New Delhi-110 002.
4. East Delhi Municipal Corporation (EDMC)  
Through its Commissioner,  
419, Udyog Sadan,  
Patparganj Industrial Area,  
New Delhi-110 096. ...Respondents

(By Advocates: Mr. RK Sharma, Mr. RK Jain, Ms. Poonam Singh, Mr. DS Mahendru and Mr. Anuj Kr. Sharma)

OA No. 1178/2020

1. **Akhilesh Kumar Pandey**  
Aged about 28 years,  
S/o Sh. Ram Lautan Pandey  
R/o Village Bibipur Tiwari, Mevpur Kadipur,  
Sultanpur, Uttar Pradesh-228161  
Mob. No. 7800179691, 8887838640  
Post: TGT Hindi (Male)  
Post Code- 140/17  
Group: B
2. **Dharmendra Meena**  
Aged about 34 years,  
S/o Sh. Harishankar Meena



R/o Village & Post Lisadiya Tehsil and Distt. Baran  
Rajasthan-325205  
Mob. No. 9950614638  
Post: TGT Hindi (Male)  
Post Code- 140/17  
Group: B

**3. Govind Sharma**

Aged about 30 years,  
S/o Sh. Dataram Sharma  
R/o Village AhamalKalan Post Sonkh Mathura,  
Uttar Pradesh-281123  
Mob. No. 9675424316  
Post: TGT Hindi (Male)  
Post Code- 140/17  
Group: B

**4. Rajesh Kumar Sharma**

Aged about 30 years,  
S/o Sh. Ganga Sahay Sharma  
R/o VPO Ranoli Tehsil Sikrai District Dausa  
Rajasthan-303501  
Mob. No. 9351294445  
Post: TGT Hindi (Male)  
Post Code- 140/17  
Group: B

**...Applicants**

(By Advocate : Mr. Anuj Aggarwal)

**Versus**

**1. Delhi Subordinate Services Selection Board (DSSSB),**

Through its Chairman  
Govt. of NCT of Delhi,  
FC-18, Institutional Area,  
Karkardooma, Delhi-110092

**2. The Director of Education,**

Directorate of Education,  
Govt. of NCT of Delhi  
Old Secretariat Building,  
Civil Lines, Delhi-110054

**...Respondents**

(By Advocates: Ms. Esha Mazumdar and Mr. Anuj Kumar Sharma)

OA No. 1371/2020

- 1. Pinky**  
 Aged about 31 years  
 D/o Sh. Suresh Kumar  
 R/o L-178, Shastri Nagar, New Delhi-110052  
 Mob. No. 99107 06641  
 Post: Physical Education Teacher  
 Post Code: 90/17  
 Group – B
- 2. Sharvan Kumar Mandal**  
 Aged about 29 years  
 S/o Sh. Ramakant Mandal  
 R/o F-31, Shiv DurgaVihar Lakkarpur, Faridabad,  
 Haryana, 121009  
 Mob No. 8750000323, 7840804407  
 Post: Physical Education Teacher  
 Post Code: 90/17  
 Group – B
- 3. Brij Mohan**  
 Aged about 35 years  
 S/o Late Sh. Ram Shran  
 R/o G-136, A- Shiv Vihar, Karawal Nagar, Delhi-  
 110094  
 Post: Physical Education Teacher  
 Post Code: 90/17  
 Group – B
- 4. Mona**  
 Aged about 31 years  
 D/o Sh. Jagdish Kumar  
 R/o H. No. 1853 Darabi Line, Sadar Bazar, Distt.  
 Karnal State, Haryana-132001  
 Post: Physical Education Teacher  
 Post Code: 90/17  
 Group – B
- 5. Mahaveer**  
 Aged about 34 years  
 S/o Sh. Ram Prasad  
 R/o H. No. 27, Hauz Rani Malviya Nagar, New  
 Delhi-110017  
 Post: Physical Education Teacher  
 Post Code: 90/17  
 Group – B

**...Applicants**



**Versus**

1. **Delhi Subordinate Services Selection Board (DSSSB),**  
Through its Chairman  
Govt. of NCT of Delhi,  
FC-18, Institutional Area,  
Karkardooma,  
Delhi-110092
  
  2. **The Directorate of Education**  
Govt. of NCT of Delhi  
Through the Director of Education  
Old Secretariat Building,  
Civil Lines, Delhi-110054
- ...Respondents**

(By Advocates: Ms. Esha Mazumar, Mr. Anuj Kumar Sharma and Mr. Rajneesh Kumar Sharma)

**ORDER (Oral)**

**Justice L. Narasimha Reddy:**

The Delhi Subordinate Services Selection Board (DSSSB) issued a notification in the year 2017 for various posts to be filled in establishments of different Municipal Corporations of Delhi. The applicants are candidates for the post of Teachers. A written test was conducted and the result was also declared on 15.02.2019. The selection list and waiting list were also prepared. The life of the waiting list was of one year, i.e., up to 21.05.2020.

2. The applicants contend that though the process of appointment by the user department was taken up,



several posts remained vacant on account of failure or refusal of the selected candidates to join and the waiting list was not operated and in the meanwhile, it has lapsed. They submit that despite the user department requesting the DSSSB to send the dossiers of the candidates in the waiting list, the request was not acceded to, by stating that the life of the waiting list has lapsed. In this background, the applicants filed these OAs to set aside the result notice dated 12.02.2019, to the extent it has restricted the life of the waiting list till 21.05.2020 and to further direct the respondents to issue offer of appointment to them.

3. The applicants contend that the Covid Pandemic situation, which occurred from March 2020 onwards, has also come in the way of filling up of the vacancies and that the life of the waiting list needs to be extended.

4. On behalf of respondents, a detailed counter affidavit is filed. It is stated that the Municipal Corporation has requested the DSSSB to issue a list of selected candidates.

5. We heard Shri Anuj Aggarwal, learned counsel for the applicants, Shri R.K. Jain, Shri D.S. Mahendu, Ms.





Esha Mazumdar, Shri Rajnish Kumar Sharma and Shri Anuj Kumar Sharma, learned counsel for the respondents.

6. The challenge in these OAs is to the restriction put on the life of the waiting list for one year, in the Result Notice dated 22.05.2019. The same reads as under:-

“A waiting list panel has been prepared which will be valid for a period of one year from the date of declarations of results i.e. up to 21.05.2020.”

7. It is clear that the DSSSB has published the select list as well as waiting list and restricted the life of the waiting list for one year. The stipulation is in accordance with the policy decision taken by the DSSSB. When challenge was made to the very restriction put on the life of the waiting list for one year, the Hon'ble High Court of Delhi upheld the same. Being a selecting agency, DSSSB, has its own norms. The appointment cannot be a continuous process, particularly when the selection is made year after year. Even when certain vacancies are left out, they are notified in the subsequent years. However, if the user department itself wants select list or waiting list to be operated beyond the stipulated time, the matter needs to be examined by the DSSSB and it should



not have any objection for that purpose. It is also stated that the DSSSB is corresponding with the concerned department in this behalf.

8. We, therefore, dispose of these OAs declining to set aside the impugned order, but directing that in case the user department wants to operate the select list or waiting list referable to the advertisement of the year 2017, necessary steps in this behalf shall be taken by the DSSSB.

9. All the pending the M.As. shall stand disposed of.

There shall be no order as to costs.

**(Aradhana Johri) (Justice L. Narasimha Reddy)**  
**Member (A) Chairman**

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