



## Central Administrative Tribunal Principal Bench, New Delhi

O.A. No.251/2020  
with

O.A. No.430/2020

M.A. No.545/2020

O.A. No.345/2020

O.A. No.359/2020

With

O.A. No.514/2020

M.A. No.632/2020

Wednesday, this the 26<sup>th</sup> day of February 2020

**Hon'ble Sri Justice L. Narasimha Reddy, Chairman**  
**Hon'ble Sri A. K. Bishnoi, Member (A)**

O.A. No.251/2020

Mamta Kaushik, Gropu B

Aged 40 years

D-90, Yadav Nagar, Samay Pur Badli

Pansali, Delhi – 42

..Applicant

(Sri Raman Kumar, Advocate)

Versus

1. Govt. of NCT of Delhi  
Through its Chief Secretary  
A Wing, 5th Floor, Delhi Secretariat  
IP Estate, New Delhi

2. Delhi Subordinate Services Selection Board  
(DSSSB) through its Secretary  
FC-18, Karkardooma Institutional Area,  
Delhi – 110 092

3. Directorate of Education  
Through its Secretary  
Old Secretariat, Near Vidhan Sabha  
Civil Lines, Delhi – 110 054

..Respondents

(Ms. Esha Mazumdar, Advocate)



O.A. No.430/2020

1. Seema w/o Mr. Deepak Verma  
Aged 42 1/2 years  
Designation Librarian (Guest Teacher)  
Employee ID 2014253623  
r/o P-77A, Street No.4, Shankar Nagar Extension  
Delhi - 110 051
2. Ruhika w/o Mr. Ravinder Kumar  
Age 36 years  
Designation Ex Librarian (Guest Teacher)  
Employee ID 2014253777  
r/o C-4G/139B, Janak Puri  
New Delhi – 110 058
3. Anupama w/o Mr. Mahavir Singh  
Age 35 years  
Designation Librarian (Guest Teacher)  
Employee ID 2013096648  
R/o S-52A, Pandav Nagar, Opp. Mother Dairy  
Delhi – 110 092
4. Rajesh w/o Mr. Surender Nain  
Age 39 years  
Designation Librarian (Guest Teacher)  
Employee ID 2014255992  
r/o H.No.374, Khera Khurd  
New Delhi – 110 082
5. Renu Sharma d/o Mr. Ashok Kumar  
Age 36 years  
Designation Librarian (Guest Teacher)  
Employee ID 2013101685  
r/o 1/4516, Ram Nagat Extn.  
Mandoli Road, Shahdara, Delhi – 110 032
6. Vandana Sharma w/o Mr. Sanjeev Kumar Sharma  
Age 36 years  
Designation Librarian (Guest Teacher)  
Employee ID 2014246256  
R/o C-6, 2<sup>nd</sup> Floor, Type 3, PS Pahar Ganj  
Police Colony, New Delhi – 110 055



7. Shikha Saini w/o Mr. Deepak Saini  
Age 35 1/2 years  
Designation Librarian (Guest Teacher)  
Employee ID 2014028036  
r/o A 1404, Geo Tech Prestine Avenue,  
Gaur City 2, Greater Noida West (UP)

..Applicants

(Smt. Harvinder Oberoi, Sri G D Chawla, Sri Mukesh Kumar, Ms. Vandana Sharma and Ms. Renu Sharma, Advocates)

Versus

1. Delhi Subordinate Services Selection Board  
(DSSSB) through its Secretary/  
Controller of Exam, FC-18, Institutional Area  
Surya Niketan Road, Karkardooma, Delhi – 92
2. Govt. of NCT of Delhi  
Through its Secretary  
Directorate of Education  
Old Secretariat Building  
Civil Lines, Delhi – 110 054

..Respondents

(Sri Anuj Kumar Sharma, Advocate)

O.A. No.345/2020

Neelam Rani w/o Atul Sharma  
r/o H.No.45, Gandhi Sadan Mandir Marg  
New Delhi – 110 001

..Applicant

(Sri Atul Sharma, Advocate)

Versus

1. Deputy Secretary  
Delhi Subordinate Services Selection Board  
Govt. of NCT of Delhi  
FC-18, Institutional Area Karkardooma  
Delhi – 110 092
2. Directorate of Education  
Through Secretary



Govt. of National Capital Territory of Delhi  
Old Secretariat, Delhi – 110 054

..Respondents

(Sri Anuj Kumar Sharma, Advocate)

O.A. No.359/2020

Rekha Sharma  
Aged about 35 years 8 months  
Group B Librarian  
w/o Sh. Harsh Gaur  
r/o 4/2934, Shri Ram Colony  
Bhola Nath Nagar, Shahdara  
Delhi – 110 032

..Applicant

(Sri Sunil Dutt Sharma, Advocate)

Versus

1. Govt. of NCT of Delhi  
Through the Chief Secretary  
Delhi Secretariat  
IP Estate, New Delhi
2. Director of Education  
Directorate of Education  
Govt. of NCT of Delhi  
Civil Lines, Delhi – 110 054
3. Chairman  
Delhi Subordinate Services Selection Board  
FC-18, Institutional Area, Karkardooma  
Delhi – 110 092

..Respondents

(Sri Anuj Kumar Sharma, Advocate)

O.A. No.514/2020

Km .Kavita Rani d/o Shri Mamraj Singh  
r/o House No.2826  
Jawahar Colony  
NIT Faridabad, Haryana  
Age 43 years  
Teacher ID 2014091337



School ID 1925027  
Group B

(Sri Rakesh Nautiyal, Advocate)

..Applicant

Versus

1. Delhi Subordinate Services Selection Board  
Through its Chairman  
FC-18, Institutional Area, Karkardooma  
Delhi – 110 092

2. Govt. of NCT of Delhi  
Through the Director (Education)  
Directorate of Education  
Old Secretariat, Delhi – 54

(Sri Anuj Kumar Sharma, Advocate)

..Respondents

### **O R D E R (ORAL)**

**Justice L. Narasimha Reddy:**

In this batch of O.As., the issue is about the age limit, prescribed for the posts of Librarian, Domestic Science Teacher and Drawing Teacher, all female category, in the Directorate of Education, Govt. of NCT of Delhi. The maximum age limit stipulated in the Advertisement is thirty years. There is also a provision for relaxation, but only to certain extent. The applicants claim the benefit under an order dated 01.11.1980, which provided for relaxation to the extent of ten years, for women candidates for the post of Teacher in Delhi



Schools. There again, the uniformity does not exist over the period. The adjudication, that has taken place before the Tribunal and the Hon'ble High Court of Delhi, resulted in a situation where the order dated 01.11.1980 is made applicable to posts, for which the Recruitment Rules are not framed; and not, to cases where the Recruitment Rules are framed.

2. On 13.02.2020, we made an observation in O.A. No.430/2020, about the lack of clarity and *ad hocism* in the entire episode and wanted the response of the Chief Secretary of the Govt. of NCT of Delhi. He filed an affidavit, stating that the issue is being addressed with all seriousness. Today, it is represented that the matter is taken to Hon'ble Lieutenant Governor and it has already been decided to put the selection process for the posts, referred to above, on hold.

3. We, therefore, dispose of these O.As directing that:

(a) The decision, putting the selection process for the posts of Librarian, Domestic Science Teacher and Drawing Teacher, female, on hold, shall be made public, through a notification.



- (b) The decision as regards age limit of the candidates shall be taken, either in the form of order or by framing/amending the Recruitment Rules, within a period of two months from the date of receipt of a copy of this order.
- (c) The decision taken in this behalf shall be given publicity and the age limit, according to the decision so taken, shall be reckoned with reference to the dates stipulated in the present Advertisement itself.
- (d) The respondents shall not undertake any selection process for the posts, referred to above, until the exercise indicated above is complete.

4. All the M.As. shall stand disposed of.

There shall be no order as to costs.

Order **dasti**.

( A.K. Bishnoi )  
Member (A)

( Justice L. Narasimha Reddy )  
Chairman

**February 26, 2020**

/sunil/