

Item No. 5



Central Administrative Tribunal Principal Bench, New Delhi

O.A. No. 1141/2021

M.A. No.1413/2021

Tuesday, this the 22nd day of June, 2021

(Through Video Conferencing)

Hon'ble Mr. Justice L. Narasimha Reddy, Chairman
Hon'ble Mr. Mohd. Jamshed, Member (A)

1. Anuj S/o Rambir, Add-House No
268/9, Shastri Nagar, Gannaur
Sonipat (Haryana) – 131101
TGT English and TGT Social Science
(Group B)
2. Anuj Sharma, s/o Rakesh Kumar
Sharma, Add-122 A, D 2 Block
Jeevan Park, Uttam Nagar Delhi
110059, TGT Social Science(Group B)
3. Vinay Sehrawat S/o Sareen Singh
Add-RJ-93, Sukhi Ram Park
Matiala, DK Mohan Garden West
Delhi-110059, TGT English (Group Bo
4. Meenu D/o Raghuvinder Singh
Add-RJ-25 A Dharmapura Najafgarh
Delhi-110043.
TGT Social Science(Group 'B')
5. Rashmi Raniwal D/o Jagdeesh
Raniwal, Add-House No.8, Pole
No.102, B Near Community Center
Mundka, Nangloi Jat, West Delhi
110041, TGT Maths and TGT English(Group B).
6. Amit Kumar, S/o Prem Kumar, Add-
House No.565, Birhi Kalan, 93
Bhiwani, Haryana, 127026
TGT, Social Science (Group B)
7. Ajay S/o Moti Ram, Add-Sonipat
Haryana, 131001
TGT Maths (Group B)

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8. Meghna Saxena D/o Ramakant Saxena, Add-D-19, 3rd Floor, Near Swarankar Dharmshala, East Jyoti Nagar, Shahdra, Delhi, 110093
TGT Social Science (Group 'B')
9. Jeet Ram S/o Jeet Singh, Add-197 Polywala Pana, Ladpur, North West Delhi, 110081
TGT Social Science (Group B)
10. Mohini D/o Surendra Kumar Add-C, 7/22, SDA DDA Flats Usha Niketan, Hauz Khas, Delhi-110016
TGT Social Science (Group B)
11. Basant S/o Vijenderpal, Add-VPO Rajpur Tehsil Gannaur, Sonipat Haryana, 1331101
TGT Science (Group 'B')
12. Preeti Jayant D/o Tilak Ram Jayant Add-House No.468, Gali No.02 Om Nagar, Meerut Cantt Uttarpradesh, 250001
TGT Natural Science (Group 'B')
13. Ashish Kumar S/o Surendra Singh Add-Gawalison-114, Jhajhhar Haryana, 124103
TGT Social Science and TGT English (Group 'B')
14. Mahendra Kumar Meena S/o Girraj Prasad Meena, Add-Neemla Jaipur, Rajasthan, 303507
TGT Social Science and TGT English (Group B)

... Applicants

(By Advocate: Ms. Sneha Mukherjee)

Versus

1. Government of National Capital of Delhi Through the Chief Secretary The Secretariat, I.P. Estate Delhi-110002.

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2. Delhi Subordinate Services Selection Board
Through the Chairman
Institutional Area, FC-18, Mangalam
Marg, Karkardoma, Anand Vihar
Delhi-110092.
3. Directorate of Education of Delhi
Through Principal Secretary
Room No.12, Old Secretariat, near
Vidhan Sabha Metro Station, Civil Lines
New Delhi, Delhi-110054.

... Respondents

(By Advocate: Ms. Esha Mazumdar)

**O R D E R (ORAL)****Mr. Justice L. Narasimha Reddy:****M.A. No.1413/2021**

M.A. seeking joining together in a single petition is allowed.

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2. The Delhi Subordinate Services Selection Board issued a Vacancy Notice on 12.05.2021 to select candidates for various posts, including the post of Trained Graduate Teacher (TGT) (English, Maths & Social Science). The applicants herein intended to apply for the said posts. One of the qualifications prescribed for the posts, is the Central Teacher Eligibility Test (CTET). The applicants contend that for the past few years, the Central Board of Secondary Education (CBSE) did not conduct the CTET examination and thereby they did not have an opportunity to qualify therein. They contend that the stipulation as to passing of CTET is untenable, impracticable and arbitrary. They filed this O.A. with a prayer to permit them to take part in the selection process for the post of TGT without insisting on the qualification of CTET.

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3. Today, we heard Ms. Sneha Mukherjee, learned counsel for applicants and Ms. Esha Mazumdar, learned counsel for respondents, at the stage of admission.

4. It is not in dispute that one of the qualifications stipulated in the Vacancy Notice is pass in CTET examination. Admittedly, the applicants did not hold that qualification. Their plea that they could not get qualified on account of the non-conducting of the examination by the CBSE, cannot be accepted. Any hardship being faced by a candidate in not getting qualified for a particular post, hardly constitutes any basis for altering the qualification stipulated for the post. Identical plea was rejected by this Tribunal in several cases. It is also informed that the Hon'ble High Court has upheld the orders passed by this Tribunal.

5. We do not find any merit in the O.A. It is accordingly dismissed.

(Mohd. Jamshed)
Member (A)

(Justice L. Narasimha Reddy)
Chairman

June 22, 2021
/sunil/vb/ankit/sd/dsn