

**GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI**  
**DIRECTORATE OF EDUCATION, E-II BRANCH**  
**OLD SECRETARIAT, DELHI – 110054**  
**(Email: aorest2@gmail.com)**

F.No.DE.2(109)/DRC(E-II)/court matter/2024/ 19

Date:- 08.01.2025

**ORDER**

Whereas Ms. Yamini Yadav, Employee ID No.20220230, DOB-05/06/1994 had applied for the post of PGT(Economics-Female), Post Code 107/17 against the advertisement No. 04/17 under UR category. The dossier received in DOE by the DSSSB under the said category. During the course of medical examination, she was found unfit by the LNJP and LBS Hospitals. Consequently, after cancellation/rejection her candidature her dossier was returned to DSSSB. After that she filed representation dated 12/10/2020 through Sate Commissioner for Persons with Disabilities vide their letter dated 23/10/2020. Considering the facts as mentioned in her said representation the dossier was again called from the DSSSB and re-medical letter dated 30.12.2021 was issued to Ms. Yamini Yadav on the basis of disability certificate. Ms. Yamini Yadav appeared for Medical examination in LNJP. Thereafter, she was declared "Fit". Further, vide the appointment order dated 25.03.2022, she was appointed to the post of Lecturer Economics in the pay scale of Rs. 9300-34800(4800)/-(Pre-revised) plus usual allowances under the rule.

And Whereas she filed OA No.2782/2021 and MA No.1824/2023 in CAT New Delhi and the Hon'ble CAT has passed the order on 13/10/2023 which is reproduced below:

"The Respondent authorities shall take the appropriate steps to determine whether the applicant is entitled to seniority with the notional benefits in comparison to the last selected candidate in the respective category. It is reported that the applicant has already joined, the question of granting actual benefits may not arise in the circumstances of this case. Considering the aforementioned limited issue that remains in the present OA, the Competent authority may pass appropriate order qua the aforesaid relief for grant of benefits as highlights herein above within a period of two months from the date of receipt of the copy of issue of this order."

And whereas, from the records of the Education Department, Dte. Of Education, it has been observed that the seniority in r/o PGTs (Male and Female) holding the post as on 31.12.2013 was assigned. The Tentative Seniority list of PGTs(male & female) promoted/appointed between 01/01/2014 to 31/03/2017 has been circulated vide dated 03/09/2021 and revised dated 07/11/2023 with the approval of Competent Authority.



However, the seniority for the Post code 107/17, PGT (Economics)-Female have not been yet assigned by this Directorate.

Now, since the case of Ms. Yamini Yadav, Employee ID No.20220230 is a matter of revival of candidature and the determination of seniority will be done as per OM No.9/23/71-Estt(D) dated 6th June, 1978 and in case of revival the following has been mentioned:

“(v) In a case where after the lapsing of the offer, the offer is revived in consultation with the Union Public Service commission as mentioned in sub-para (iv) above, the seniority of the candidates concerned would be fixed below those who have already joined the posts concerned within the prescribed period of nine months: and if the candidate joins before the candidates of the next selection/examination join, he should be placed below all others of his batch. If however, the candidates joins after some or all the candidates of the next selection/examination have joined, he should be:

- (a) In case of selection through interview, placed at the bottom of all the candidates of the next batch.
- (b) In the case of examination, allotted to the next years batch and placed at the bottom.

As, the Competent Authority has considered the order dated 13/10/2023 passed by Hon'ble CAT regarding determination of seniority. The Seniority of Ms. Yamini Yadav, PGT(Economics) may be placed below all the other candidate of her batch as per the para (v) of OM dated 06 June,1978.

This issues with the prior approval of the Competent Authority.



(JAIPAL YADAV)

Deputy Director of Education (E-II)

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Copy to:

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1. PA to Director, Directorate of Education.
2. PA to Addl. DE (Admn), Directorate of Education.
3. Ms. Yamini Yadav, PGT(Economics) through HoS concerned, Directorate of Education.
4. SO (DRC) E-II, Room No 07, Old Sectt, Delhi.
5. SO (IT) with request to upload the order.
6. Guard File



(JAIPAL YADAV)

DEPUTY DIRECTOR OF EDUCATION (E-II)