

File No. 7/2/2017 – C-I/2(Pt)
SKILL INDIA NSDC INDIA
C – I/2 SECTION

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IMPORTANT NOTICE

Subject:- Writ Petition No. 48354 of 2017 titled Ajit Singh and 54 Others and other connected cases in the High Court of Allahabad pertaining to Assistant Manager 2011 Examination – Reg. Order dated 20-8-2018

The Hon'ble High Court of Allahabad vide its above mentioned Order has disposed of the bunch of Writ Petitions by giving the following directions:-

i) If any of the petitioners, in this bunch of similar writ petitions, has secured marks above the cut off notified on 28-11-2011 in the respective category to which he belongs and has not been selected, shall be at liberty to approach the Commission, along with a certified copy of this order, within a period of four weeks from today (i.e. 20-8-2018). The Commission shall diligently scrutinize such claim and consider such candidate for appointment within a further period of three months, thereafter, provided he has been found to be medically fit by the Medical Board or the Review Medical Board. The Commission, however, shall be at liberty to examine the eligibility of the candidate and also scrutinize the category, to which he belongs, apart from examining as to whether he is adjudged to be medically fit by the

Competent Authority; ii) In case **any of the Petitioners** produces specific details of undue alteration of State code/ border code/ naxal code, etc. in a given case, so as to extend illegal benefit to a candidate, along with prima facie evidence, the Commission shall examine such instances and shall ensure that necessary steps are taken to rectify the error. The Commission shall ensure that any candidate, who had not qualified for selection and has yet secured appointment on the strength of manipulation by altering their code, etc., must be dealt with, in accordance with law. Immediate action, as per law, would be taken by the Commission after affording an opportunity of hearing to the person concerned;

iii) As regards the candidates (Petitioners), who have scored marks above the **cut off notified on 28.11.2011** and qualified in Review Medical Examination, but have not been selected, it is provided that they shall approach the Commission, along with details of their claim, as also proof of their declaration, as being qualified in Review Medical Examination, along with a certified copy of this order, within a period of four weeks from today (i.e. 20-8-2018). The Commission shall individually examine their claim and the same shall be dealt with as per law. Needless to say that if any such candidate has been declared medically fit and has secured marks above the cut off, he would be considered for appointment; iv) With regard to **those petitioners** are concerned, who have scored marks above the **cut off notified on 28-11-2011** but were declared medically unfit and have, subsequently, applied for Review Medical Examination, along with a certificate of concerned Chief Medical Officer in the manner required

within time, shall also be at liberty to approach the Commission, along with certified copy of this order, within four weeks from today (i.e. 20-8-2018). The Commission shall examine such individual grievance and take an appropriate decision, as may be required in terms of the advertisement and in accordance with law, within a further period of three months, thereafter; and

v) **No direction can be issued for consideration of claim for appointment pursuant to the recruitment exercise initiated in the year 2011, for those Petitioners who have secured marks below the cut off specified in the final result dated 28-11-2011 and the prayer, to that extent, stands rejected.**

2. Representations from only those candidates, who are Petitioners in the above mentioned Writ Petitions and the connected Writ Petitions who wish to represent their cases in strict compliance of the said Order of the Hon'ble High Court, should be sent to the **Regional Director, Skill India NSDC India (Central Region), 21 – 23 Lowther Road, George Town, Allahabad – 211002** for consideration within a period of four weeks from the date of Order i.e. 20-8-2018. Representations received after due date will not be entertained.

3. In continuation, the following may be noted:-

- a) The representations of only Petitioners/ Litigants in the WPs disposed off by the Hon'ble High Court of Allahabad vide Order dated 20-8-2018 in Writ Petition No. 48354/2017 and other connected matters will be entertained by the Commission.
- b) The representations of only those Petitioners / Litigants having marks above the cut off marks notified on 28-11-2011 in their respective Category/ State/ Area will be considered.
- c) The representations of the Petitioners/ Litigants must be accompanied with a certified copy of the aforesaid judgement dated 20-8-2018 of the Hon'ble High Court of Allahabad.
- d) It is explicitly clarified that with regard to the Recruitment of Constable(GD) in Indo Tibetan Border Police (ITBP) and Rifleman (GD) in Assam Rifles in the year 2011, a separate stand alone Examinations were held for these two Forces, and separate results were declared for their recruitments. All vacancies in these two Forces were filled up from their respective examinations and hence there were no unfilled vacancies in the ITBP and Assam Rifles which remained vacant, to be filled from Constable(GD) in BSF, CISF, CRPF and SSB 2011 Examination. Hence, no representation referring to vacancies in ITBP or Assam Rifles, and filling the same on the basis of Constable(GD) Examination 2011 would be entertained by the Commission.

Under Secretary (C – I/2)
Dated 07 September 2018

