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In NestJS, if the handler returns (even an exception object), the request is considered successful and the default POST status 201 is sent. You must **throw** the exception (or let your service throw it) so Nest's global exception filter sets HTTP 409.

Option A — Let the service throw (recommended)

Controller

```
// employees.controller.ts
import { Controller, Post, Body } from '@nestjs/common';
import { EmployeesService } from '../employees.service';
import { CreateEmployeeDto } from '../dto/create-employee.dto';

@Controller('employees')
export class EmployeesController {
  constructor(private readonly employeesService: EmployeesService) {}

  @Post()
  async create(@Body() dto: CreateEmployeeDto) {
    // No try/catch needed if the service throws proper Nest exceptions
    return await this.employeesService.create(dto);
  }
}
```

Service (Sequelize + Oracle example)

```
// employees.service.ts
import { Injectable, ConflictException } from '@nestjs/common';
// import { UniqueConstraintError } from 'sequelize'; // if you want the class
import { InjectModel } from '@nestjs/sequelize';
import { Employee } from '../entities/employee.entity.js';

@Injectable()
export class EmployeesService {
  constructor(@InjectModel(Employee) private model: typeof Employee) {}

  async create(dto: { email: string; name: string; departmentId?: number }) {
    {
      try {
        // optional pre-check (fewer DB errors, clearer message)
        const existing = await this.model.findOne({ where: { email: dto.email } });
        if (existing) {
          throw new ConflictException('Employee already exists');
        }
      }
    }
  }
}
```

```

    }
    const employee = await this.model.create(dto);
    return employee; // Nest will send 201 Created
  } catch (err) {
    // Map DB unique violations to 409
    const isSequelizeUnique =
      err?.name === 'SequelizeUniqueConstraintError' ||
      err?.original?.code === 'ORA-00001'; // Oracle unique violation

    if (isSequelizeUnique) {
      throw new ConflictException('Employee already exists');
    }
    throw err; // let other errors bubble up as 500 or as thrown
  }
}

```

Option B — Catch in controller and throw

If you must handle it in the controller:

```

import { ConflictException, Post, Body, Controller } from '@nestjs/common';

@Controller()
@Post()
async create(@Body() dto: CreateEmployeeDto) {
  try {
    return await this.employeesService.create(dto);
  } catch (error) {
    if (error?.message === 'Employee already exists') {
      throw new ConflictException(error.message); // <-- THROW, not return
    }
    throw error;
  }
}

```

Why your code sent 201

- `@Post()` defaults to 201 on success.
- `return new ConflictException(...)` returns a plain object; Nest thinks the handler succeeded and sends 201 with that object as the body.