

**Government of Jammu and Kashmir
Services Selection Board
CPO ChowkPanjithriti, Jammu/ ZamZam Building, Rambagh
Srinagar
(www.jkssb.nic.in)**

Order No. 109 SSB of 2023

Dated: 09.06.2023

**Subject: WP(C) No. 908/2023 titled Mudasir Ahmad Shah and Ors.
vs Charirman, Jammu and Kashmir Services Selection
Board and Ors.**

Whereas, the petitioners in the above titled writ petition have approached the Hon'ble High Court of Jammu and Kashmir & Ladakh, at Srinagar and the Hon'ble Court upon consideration of the matter on 19.04.2023 was pleased to pass the following interim orders:

"In the meanwhile, the respondents shall consider the representation stated to have been filed by the petitioners on 13.02.2023, preferably, within a period of six weeks from today."

Whereas, accordingly the representation submitted by the petitioner has been examined and the position which has emerged is noted as under:

Petitioners are aggrieved of the contents of the questions figuring in the question paper in the first shift of the examination for the post of Deputy Inspector Fisheries for the reason that these were beyond the notified syllabus, wherein, 80% of the syllabus was ignored by the paper setter, while as in the Second shift question paper was conveniently very easy and had almost uniform distribution of questions from the notified syllabus.

Whereas, the contents of the representation submitted by the petitioners has been examined and following position emerges:

- (i) That the petitioners have applied for the post of Deputy Inspector, Fisheries notified vide Advertisement Notice No. 04 of 2021, dated 17.07.2021, Item No. 657 in Animal/ Sheep Husbandry and Fisheries Department.
- (ii) That advance notice was issued for the information of all the eligible candidates vide No. JKSSB-COE0Exam/10/2022-04(CC-7055504) dated 06.01.2023, regarding the Conduct of written Examinations/Computer based written test (CBT) tentatively w.e.f 06.02.2023 to 08.02.2023 for various posts including the post of Deputy Inspector Fisheries on 08.02.2023. Besides, syllabi for the respective posts were also notified.
- (iii) That Jammu and Kashmir Services Selection Board (JKSSB) in terms of Notice No. JKSSB-COE0EXAM(UT)/06/2023-04(7110979) dated 28.01.2023 has informed all the eligible candidates regarding the downloading of their Admit cards for CBT examinations scheduled to be held from 06.02.2023 to 08.02.2023 for various posts including the post of Deputy Inspector Fisheries.
- (iv) That the CBT for the posts of Deputy Inspector, Fisheries was held on 08.02.2023 in two shifts.
- (v) Accordingly, vide notice bearing endorsement No. JKSSB-COE0EXAM(UT)/06/2023-04(7110979) dated 15.02.2023 answer key was hosted on the official website of the JKSSB i.e. www.jkssb.nic.in w.e.f 16.02.2023 to 19.02.2023, and objections, had also been sought in terms of the said notice.
- (vi) That JKSSB received few representations on the dedicated link hosted on its website and on the help desk mail covering the representations of the similar nature as submitted by the petitioners.
- (vii) That in terms of Advertisement Notification dated 17.07.2021 at para 10 under the heading "Scheme of Examination" clauses III and IV it was indicated as under:

(III) Tentative Answer Keys, in due course after the Examination, will be placed on the website of the Board (www.jkssb.nic.in). Any representation regarding Answer

Keys received within the time limit fixed by the Board at the time of uploading of the Answer Keys, will be scrutinized and the decision of the Board in this regard will be final. No representation regarding Answer keys shall be entertained, afterwards.

(IV) Marks scored by candidates in written test will be normalized if required, to determine final merit and cut-off marks.

- (viii) In order to allay the fears and apprehensions of the aspiring candidates, and as a matter of abundant caution JKSSB vide important notice issued under endorsement No. JKSSB-COE0EXAM(UT)/54/2022-03 (CC-7057013) dated 29.11.2022. has notified as under:

The Jammu and Kashmir Services Selection Board (JKSSB) has decided to normalize the scores of candidates for the examinations which are conducted in multi-shifts to take into account any variation in the difficulty levels of the question papers across different shifts. The normalization is done based on the fundamental assumption that "in all multi-shift examinations, the distribution of abilities of candidates is the same across all the shifts". This assumption is justified since the number of candidates appearing in multiple shifts in the examinations conducted by the Board is large and the procedure for allocation of examination shift to candidates is random.

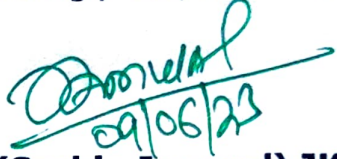
- (ix) That still the representations received on the subject were taken up with the Exam Conducting Agency (ECA) for the response of subject matter experts. The ECA has submitted a reply and same is reproduced as under: "

"For the post of Deputy Inspector Fisheries, the topics are not meant to be read/ studied in isolation. Each of the topics of the syllabus are interconnected. Regarding the representations that in one of the sets, questions were not included from specific topics/ chapters, given below is the distribution of questions per topic in each of the two sets. Nearly 40% - 50% of the questions are from the topics mentioned in the

representations, the representations that the paper was out of syllabus stands invalid and not justified".

Now therefore, in view of above, and with due deference to the orders passed by the Hon'ble High Court of Jammu and Kashmir & Ladakh, representation submitted by the petitioners has been considered, and same is found devoid of any merit and is accordingly disposed of, as rejected.

By Order


(Sachin Jamwal) JKAS

Secretary
J&K Services Selection Board
✶

No: JKSSB-LEG/473/2022-03 (E-7096231)

Dated: 09.06.2023

Copy to the:

1. Commissioner/ Secretary to the Government, General Administration Department, Civil Secretariat, Srinagar/ Jammu for information.
2. Mr. Sajad Ashraf, Learned, Government Advocate, JKSSB for information
3. Private Secretary to the Chairman, JKSSB for the information of the Chairman.