

Thakur

[Spl/MAT/F-5/E]

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH

NO.MAT/MUM/JUD/945 /2016
Maharashtra Administrative Tribunal
Pay & Accounts Barrack Nos.3 & 4,
Free Press Journal Marg,
Nariman Point, Mumbai 400 021.

Date : 14 MAR 2016

**ORIGINAL APPLICATION NO. 01 OF 2006.
(Sub :-Removal From Service)**

1. Shri Dinkar B. Devkar,
Add. A/p. Borjaiwadi, Tal. Koregaon, Dist. Satara.

....**APPLICANT/S.**

VERSUS

- 1 The District Superintendent of
Police, Satara having office at Police
H.Q., Satara.

...**RESPONDENT/S**

Copy to : The C.P.O. M.A.T., Mumbai.

*The applicant/s above named has filed an application as per copy already served on you, praying for reliefs as mentioned therein. The Tribunal on the 08th day of **March, 2016** has made the following order:-*

APPEARANCE : Shri A.V. Bandiwadekar, Advocate for the Applicant.
Smt. K.S. Gaikwad, P.O. for the Respondent.

CORAM : **HON'BLE SHRI RAJIV AGARWAL, VICE-CHAIRMAN.**
HON'BLE SHRI R.B. MALIK, MEMBER (J).

DATE : **08.03.2016.**

ORDER : Order Copy Enclosed / Order Copy Over Leaf.

Amal
14/3/2016

**Research Officer,
Maharashtra Administrative Tribunal,
Mumbai.**

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am,

Tribunal's orders

O.A. No.1 of 2006

Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. This OA has to be disposed off on a very short ground somewhat unfortunate though it is. This OA was brought by late Shri Dinkar Bapurao Devkar whose conviction and sentence under the relevant provisions of the Prevention of Corruption Act, 1988 of an alleged trap resulted in his dismissal from service.

3. The said deceased went in appeal before the Hon'ble High Court by way of Criminal Appeal No.868 of 2005 (D.B. Devkar Versus State of Maharashtra). Apparently because of the pendency of the said criminal appeal this OA was kept under sine die list. The matter has now been placed on regular board. It seems that as far as this OA is concerned the fact of demise of the original applicant was not informed to this Tribunal. From the criminal appeal above referred to which came to be decided on 1.12.2015 it appears quite clearly that the original applicant passed away and the cause title of the said criminal appeal before the Hon'ble High Court clearly shows this fact.

4. Now regard being had to the fact that the original applicant is no more, reserving rights of his heirs and legal representatives to exercise their rights if law and rules permit towards the dues if any intact, this OA hereby stands abated. It is accordingly disposed of with no order as to costs.

[Handwritten notes and signatures on the left margin]

Sd/-
[Signature]

(R.B. Malik)
Member (J)
8.3.2016

(sgj)

Sd/-

(Rajiv Agarwal)
Vice-Chairman
8.3.2016

TRUE COPY

[Signature]
14/3/2016

Asst. Registrar / Research Officers
Maharashtra Administrative Tribunal
Mumbai