

[Spl/MAT/F-5/E]

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH

NO.MAT/MUM/JUD/284 /2016
Maharashtra Administrative Tribunal
Pay & Accounts Barrack Nos.3 & 4,
Free Press Journal Marg,
Nariman Point, Mumbai 400 021.

Date :

1 FEB 2016

ORIGINAL APPLICATION NO. 232 OF 2015.

1. Shri Pradyumna G. Garge,
Add :- Flat No.5, Wing -A, Shubhmangal Chavan Mala, Behind Bytco
College, Nashik Road, Nashik-422 101.

...APPLICANT/S.

VERSUS

- 1 The State of Maharashtra, Through Secretary Finance Department,
Mantralaya, Mumbai-32. 2 The Director, Accounts and
Treasuries, M.S., Mumbai-400 021.
3 Accountant General (A & E)-I, M.S.
101, M.K. Road, Mumbai-400 020.

...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 28th day of **January, 2016** has made the following order:-*

APPEARANCE : Shri C.T. Chandratre, Advocate for the Applicant.
Shri N.K. Rajpurohit, P.O. for the Respondents.

CORAM : **HON'BLE JUSTICE SHRI J.D. KULKARNI, MEMBER (J).**

DATE : **28.01.2016.**

ORDER : Order Copy Enclosed/ Order Copy Over Leaf.

malal
1/2/2016
**Research Officer,
Maharashtra Administrative Tribunal,
Mumbai.**

Office Notes, Office Memoranda of Coram.
Appearance, Tribunal's orders or
directions and Registrar's orders

Date : 28.01.2016
Tribunal's orders

O.A.No.232 of 2015

1. Heard Shri C.T. Chandrare, the learned Counsel for the Applicant and Shri N.K. Rajpurohit, the Chief Presenting Officer for the Respondents.

2. The relief sought in this case is prayer clause no. 9(a) and 9(b), which reads as follows:

"9(a) The Hon'ble Tribunal be pleased to call for record and proceedings of the order dated 03.12.2014 and after examining its legality and validity the same may kindly be held as illegal and be pleased to quash and set aside the order dated 03.12.2014 along with order dated 20.12.2014.

9(b) The Hon'ble Tribunal be pleased to hold and declare that the entire period of suspension i.e. from 10.06.2004 to 05.09.2006 is required to be treated as duty period for all purposes and further be pleased to direct the Respondent to recast his pension and other retirement benefits by re-fixing his pay and allowances along with payment of arrears or pay and allowances and pension within some specified period which this Hon. Tribunal deems fit."

3. Learned C.P.O. for the respondents places on record the order passed by the Government of Maharashtra dated 27.01.2016 which is marked as 'X' for the purpose of identification.

4. Learned Counsel for the applicant admits that in view of the said order grievances made in prayer clause 9(a) has been redressed. However, he submits that the compliance as regards prayer clause 9(b) has not been done.

5. Learned P.O. seeks four months time to comply with the prayer clause 9(b).

6. In view, thereof, following order:

"The application stands disposed of with the directions that the respondents shall take steps to comply the relief claim in clause 9(b) within four months from the date of receipt of this order."

7. Steno copy and handast is allowed to learned P.O.

28/1/16

Coram - H.M. J.D.K.

Coram - Hon. Shri J.D. Kulkarni (M/J)

Adv. C.T. Chandrare for the
appl.

Shri N.K. Rajpurohit, P.O. for
the Resp

with directions on stands
disposed of.

PJK

TRUE COPY

Mouset
1/2/2016

Asstt. Registrar / Research Officers
Manufacture Administrative Tribunal

Self
(J.D. Kulkarni)
Member (J)