

**PROCEEDING FOR CANTONMENT BOARD MEETING SCHEDULED  
TO BE HELD ON 26/11/2015 AT 1300 HOURS IN THE OFFICE OF  
THE CANTONMENT BOARD, AHMEDNAGAR.**

**MEMBERS**

1.	Brig. G. S. Sanghera	President
2.	Shri. Musadik Sayyed Abdul Rahim Alias Musa Sadik	Vice-President
3.	Shri. Vinit B. Lote, CEO	Member Secretary
4.	Smt. Meena Suresh Mehtani	Elected Member
7.	Shri. Shaikh Kalim Rafique	Elected Member
6.	Shri. Ravindra Shankar Lalbondre	Elected Member
7.	Smt. Shubhagi Ganesh Sathe	Elected Member
8.	Shri. Sanjay Baburao Chhajlani	Elected Member

**ABSENT MEMBERS**

1.	Brig. A. Chatterjee, SEMO&HO	Ex-Officio Member
2.	Col. A.K. Datta, Adm Comdt	Nominated Member
3.	Col. T. K. Raj, SO(A), Stn. HQrs	Nominated Member
4.	Maj. K. Srivastava, GE(N)	Ex-Officio Member
5.	Shri. Rajendrakumar Patil, Adll. District Magistrate	Nominated Member
6.	Shri. Prakash Devram Fulari	Elected Member

**No. Subject**

**01. CONFIRMATION OF MINUTES OF BOARD MEETING.**

To confirm the minutes of the last Board meeting held on 14/10/2015.

**RESOLUTION**

Read and confirmed the minutes of the Last Board Meeting dated- 14/10/2015.

**02. CONFIRMATION OF MINUTES CIVIL AREA COMMITTEE MEETING.**

To confirm the minutes of the Civil Area Committee meeting held on 21/11/2015. The minutes of the Committee will be placed on table.

**RESOLUTION**

Considered and approved the minutes of the Civil Area Committee dated 21/11/2015.

**03. CONFIRMATION OF MINUTES FINANCE COMMITTEE MEETING.**

To confirm the minutes of the Finance Committee meeting held on 21/11/2015. The minutes of the Committee will be placed on table.

**RESOLUTION**

Considered and approved the minutes of the Finance Committee  
Dated: - 21/11/2015.

**04. CONFIRMATION OF MINUTES HEALTH COMMITTEE MEETING.**

To confirm the minutes of the Health Committee meeting held on 21/11/2015. The minutes of the Committee will be placed on table.

**RESOLUTION**

Considered and approved the minutes of the Health Committee  
Dated: - 21/11/2015.

**05. CONFIRMATION OF MINUTES SCHOOL COMMITTEE MEETING.**

To confirm the minutes of the School Committee meeting held on 21/11/2015. The minutes of the Committee will be placed on table.

**RESOLUTION**

Considered and approved the minutes of the School Committee  
Dated: - 21/11/2015.

**06. BUILDING APPLICATION U/S 235 OF CANTONMENTS ACT, 2006 ON PRIVATE LAND SY. NO. 253/1/A, SADIQ MALA, PLOT NO. 15, BHINGAR GLR SY. NO. 207 OF AHMEDNAGAR CANTONMENT.**

To consider and approve the building plan and application U/S of the Cantonments Act, 2006 dated: 20/10/2015 received from Shri. Sham Madhavrao Pandhare, owner of plot No. 15 Sy. No. 253/1/A, Sadiqmala, Bhingar as per 7/12 extract for the proposed construction of rooms having builtup area 764.96 sqft, with R.C.C slab roofing. The Construction is within FSI '0.5' The Board may sanction the proposed building pan of construction. The applicant has to pay development charges amounting to Rs. 4590/-. All relevant papers along with report of sectional Engineer is placed on the table.

**RESOLUTION**

Considered, discussed and approved subject to completion of rule procedure.

**07. PROVIDING CONSULTANCY SERVICES AND PREPARATION OF PRELIMINARY SURVEY DESIGN, PREPARATIOIN OF DPR, TENDER DOCUMENT AND PROJECT MANAGEMENT / SUPERVISION FOR SEWARGE NET WORK, SEWAGE PUMPING STATION AND SEWAGE TREATMENT PLANT BASED ON SEQUENTIAL BATCH REACTOR / CYCLIC ACTIVATED SLUDGE PROCESS TO THE OFFICE OF THE CANTONMENT BOARD AHMEDNAGAR.**

To consider and approved e-tender called for providing consultancy services and preparation of preliminary survey Design, preparatioin of DPR, Tender Document and Project management / Supervison for sewarge net work, Sewage Pumping station and Sewage treatment plant based on Sequential Batch Reactor / Cyclic Activated Sludge Process to the office of the Cantonment Board Ahmednagar in two bid system i.e. Technical & financial. This office has invited online tender vide Tender ID :2015\_ DGDE \_49065\_ 1 and also given E-tender notice in newspapers vide letter No. ANR/STP/ 2015-2016 dated 01 Oct. 2015 by giving wide publicity. The detail comparative statement generated by online with lowest tenderer are shown in the last column are as below:-

Sr No	Name of bidder	Preparation of preliminary survey, Design, preparation of DPR, Tender Document Sewage Pumping station and Sewage treatment plant based on Sequential Batch Reactor / Cyclic Activated Sludge Process	Providing consultancy services, project management / Supervision for sewerage network.	Total Amount (3+4) in Rs.
<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>
01	Development Consultants Pvt. Ltd. Salt lake city Kolkata.	41,61,000/-	78,09,000/-	1,19,70,000/-

02	PriMove Infrastructure Development Consultants Pvt. Ltd. Pune – 38	29,00,000/-	10,00,000/-	39,00,000/-
03	Unity Consultants Pvt. Ltd. Kuthrud, Pune - 38	7,00,000/-	16,00,000/-	23,00,000/-

It is observed that all the bidders have quoted the rate in the prescribed format. The bidder Unity Consultants Pvt. Ltd. Kuthrud, Pune - 38 has quoted lowest rate i.e. Rs. 23,00,000/- for the work of providing consultancy services and preparation of preliminary survey Design, preparation of DPR, Tender Document and Project management / Supervision for sewerage network, Sewage Pumping station and Sewage treatment plant based on Sequential Batch Reactor / Cyclic Activated Sludge Process to the office of the Cantonment Board Ahmednagar.

All relevant papers are placed on the table.

## **RESOLUTION**

CEO informed to the Board that this office has received letter from Pune Municipal Corporation Pune vide email dated:- 21/11/2015 about the performance of Unity Consultants Pvt. Ltd. Kuthrud, Pune, the lowest tenderer, which require time to study and further clarification of the firm, Office will study/get the information and will put up the detail report in ensuing Board Meeting.

President Cantonment Board asked members about MLA, MP and AMC meeting and with respect to Drinking Water problem. Also asked for direct negotiation with MIDC Authorities for Drinking Water and the proposal of UGD with STP and Drinking Water should go simultaneously.

## **08. INVESTMENTS.**

To note and approve the action taken by CEO on the PCB Note dated 17/10/2015 and 07/11/2015 for investments of Cantonment Fund

Account, Cantonment Provident Fund Account, 25% Conversion Cost of Land Account & Sinking Fund Account on the dates of its maturity.

All relevant papers are placed on the table.

**RESOLUTION**

Noted and approved.

**09. PAYMENT OF FESTIVAL ADVANCE.**

Ref: PD, DE, SC, Pune letter No. 8073/FES ADV/CANTT/DE, dated 02<sup>nd</sup> Nov 2015.

To note and approve the grant of increase in Festival Advance from Rs.5,000/- to Rs.10,000/- to Cantonment Fund Servants in accordance with the Govt. of Maharashtra, Finance Department Resolution No.Agrim-2015/Pra.Kra.57/ 15/Viniyam, dated 26-10-2015 and sanction accorded by the PD, DE, SC, Pune.

All relevant papers are placed on the table.

**RESOLUTION**

Noted and approved.

**10. REVISION OF PAY SCALE OF ACCOUNTANT.**

To consider and approve the application received from Shri. Sunil B. Shinde, Accountant on 17-11-2015 for the amended Grade Pay in Pay Scale from Rs. 5200-20200 Grade Pay Rs.2800/- to Rs.5200-20200 Grade Pay Rs.3500/- as per Government of Maharashtra Resolution No. Vepur-1212/Pra.Kra.31/Seva-9, dated 11-02-2013. The amendment comes in Grade Pay Rs.2800/- to Rs.3500/-. He will be entitled for revision in Grade Pay with effect from 01-01-2006. After approval of the Board, the necessary proposal will be forwarded to the PD, DE, SC, Pune for sanction.

All relevant papers are placed on the table.

**RESOLUTION**

Considered and approved. The necessary proposal be sent to Higher authority for sanction.

## **11. REVISION OF PAY SCALE OF COMPUTER PROGRAMMER.**

To consider and approve the application received from Miss. Dhanashri A. Patel, Computer Programmer on 16-09-2015 for the amended Grade Pay in Pay Scale from Rs.9300-34800 Grade Pay Rs.4300/- to Rs.9300-34800 Grade Pay Rs.4400/- as per Government of Maharashtra, Higher and Technical Education Department Resolution No.VSA-2012/(290/12)/VE-1, dated 03-09-2012. The amendment comes in Grade Pay Rs.4300/- to Rs.4400/- with the financial implication w.e.f.15-01-2011. She will be entitled for revision in Grade Pay with effect from 09-07-2010 i.e. her date of appointment. After approval of the Board, the necessary proposal will be forwarded to the PD, DE, SC, Pune for sanction.

All relevant papers are placed on the table.

### **RESOLUTION**

Considered and approved. The necessary proposal be sent to Higher authority for sanction.

## **12. ANNUAL TENDER FOR SUPPLY OF BUILDING MATERIAL.**

Ref.: CBR No.20 dated 14/10/2015.

To consider and approve the Market Survey rates submitted by Shri. Shaikh Kalim Rafique, Chairman, Finance Committee, Ahmednagar Cantonment Board for supply of Building Material for the year 2015-16.

The letter alongwith rates are placed on the table.

### **RESOLUTION**

Considered, discussed and approved. Further directed to inform to the rates to the contractor and obtain his willingness to supply the material as proposed by the Board.

### **13. ANNUAL MAINTENANCE CONTRACT FOR 35 KVA OFFICE GENERATOR**

To consider and approve the letter dated 30/10/2015 received from M/s. Dicksons Engg. Co. Pvt. Ltd, Ahmednagar authorized dealer of Kirloskar Oil Enginer Pvt. Ltd. for Annual Maintenance Contract of Kirloskar make 35 KVA generator for the period of one year. The dealer has quoted Rs.9210-00 for one year AMC with terms & conditions.

All relevant papers are placed on the table.

### **RESOLUTION**

Considered, discussed and approved. The Annual Maintenance Contract with M/s. Dicksons Engg. Co. Pvt. Ltd, Ahmednagar @ cost of Rs. 9210/-PA be carried out for one year.

### **14. TRANSFER OF OCCUPANCY RIGHTS OF CANTONMENT SHOPS.**

To consider the application received from the following applicants to transfer the Cantonment Board shops in their names for the residual period as per the lease agreement. The application are ready to pay the transfer fees. The Original licensee has granted his NOC to transfer the shop:-

Sr. No.	Shop No.	Name of Applicant	Name of Present Licensee	Date of Application
1.	3, M.G. Road	Vijaykumar A. Narang	Arjundar R. Narang	22-09-2015
2.	G.F.-139, Sy.No.76	Abhijit C. Hampe	Jasbir Kaur K. Dhillon	15-10-2015
3.	3, Round V. Market	Rahul S. Gondhale	Shrikant A. Varade	28-10-2015
4.	4, Round V. Market	Khemchand H. Mehtani	Deepak G. Dhadage	28-10-2015
5.	16, 16 Veg. Stall	Amjad Shabbir Attar	Premlal D. Bhalla	18-11-2015

All relevant papers are placed on the table.



## **RESOLUTION**

Considered and approved subject to completion of documentary procedure.

### **15. AUCTION OF CRACKER STALLS IN SY.NO.213/681**

To note the action taken by the CEO on Note to PCB dtd. 26-10-2015 in connection with the issue of temporary Cracker stalls in Cantt. Area as per regular practice. Cracker stalls at Sy.No.213/681 vacant land by conducting public auction through wide publicity for all stalls. Public auction notice was given in daily news paper for auction. Auction was held on 15-10-2015 but since the bid amount received was on lower side the same was put to re-auction on 26-10-2015 and 15 stalls were auctioned. The total revenue generated was Rs.2,05,000/- for 15 stalls.

All relevant papers are placed on the table.

## **RESOLUTION**

Noted and approved.

### **16. VEHICLE ENTRY TAX: COLLECTION OF FEES AT REVISED RATES.**

The Cantonment Board, Ahmednagar has entered into an agreement dated 24<sup>th</sup> February 2009 with M/s Omkara Constructions, Aurangabad for collection of Vehicle Entry Tax till abolition of Vehicle Entry Tax in the year 2009-10 and the same contract is continued till date. The Contractor has paid the contractual amount as per the contract agreement executed in the year 2009-10. Since, the same agreement was to be continued for further period, a note to President dated 31-03-2010 was put up seeking direction from the President as to whether the Board should collect the Vehicle Entry Tax as per the contract agreement executed enhancing 10% on the existing rate or should the Board collect the contract amount at old rates. As the matter was pending with the Hon'ble Court the PCB ordered that the Vehicle entry tax be collected at old rates till the decision is taken by the Board or PDDE.

Accordingly, the contractor was informed to pay the contractual amount as per the contract agreement without any enhancement i.e. Rs.3,54,90,432/- per year.

As the contract is still continuing, the decision for abolition of Vehicle Entry Tax has been already taken by the Board that **“to continue the Vehicle Entry tax and drop the proposal for levying of Vehicle Entry Licence Fees”**, as resolved in the meeting dated 07<sup>th</sup> April 2015. The matter for termination of contract with the existing Contractor M/s. Omkara Constructions, Aurangabad is also pending with the Hon’ble District Court, Ahmednagar. Since 2009-10 the Board is getting the amount of 3,54,90,432/- crore per annum from the contractor without 10% increment. The Board has sustained heavy loss on account of non-acceptance of contractual amount at enhanced rate.

A legal advice was sought vide letter No. ANR/RB/T-1/V.E.T./2015-16 dated 19<sup>th</sup> Sept 2015 from M/s Mulla & Mulla and Blunt & Caroe, Mumbai Advocates appointed by this office for pleading the Vehicle Entry Tax case as to whether the Board can proceed to collect the contractual amount with annual revision of 10% w.e.f. 01<sup>st</sup> April 2010 till date? Whether collection of 10% revised amount will violate Section 92 of Cantonment Act, 2006? Or any other legal aspect which they may think will lead the case against the Board may also be brought to the notice of this office. M/s Mulla & Mulla and Blunt & Caroe, Mumbai vide its letter bearing Ref.No.DJK/SG/12733 dated 30<sup>th</sup> Sept 2015 has informed this office as, **“..... it will be in order and also advisable for Board to accept the increased amount of 10% from the said Contractor w.e.f. 01<sup>st</sup> April 2010 till date without prejudice to the rights and contentions of the Board in the pending appeal”**.

Now the Board may decide to collect the Vehicle Entry Tax at enhance rate of 10% w.e.f. 01<sup>st</sup> April 2010 till date as per the contract agreement without prejudice to the rights and contentions of the Board in the pending appeal. The contractor will be informed accordingly. All relevant papers are placed on the table.

## RESOLUTION

Matter was discussed in detail. The CEO informed to the Board, the following details:-

### STATEMENT OF DIFFERENCE CALCULATION FOR VET.

Sr No	YEAR	AMOUNT	ADD 10% DIFFERENCE	TOTAL AMONT PAYABLE	AMT PAID BY CONTACTOR	BALANCE TO BE RECOVERED
1	2009-10	35490432	0	35490432	35490432	0
2	2010-11	35490432	3549043	39039475	35490432	3549042
3	2011-12	39039475	3903948	42943423	35490432	7452989
4	2012-13	42943423	4294342	47237765	35490432	11747330
5	2013-14	47237765	4723776	51961541	35490432	16471105
6	2014-15	51961541	5196154	57157696	35490432	21667259
7	2015-16	57157696	5715770	62873465	35490432	27383027
	Total amount to be recovered upto 31/03/15 (Sr.No.1 to 6)					<b>6,08,87,725</b>
	Amount to be recovered for 01/04/15 to 31/10/2015					<b>1,59,73,432</b>
	Amount to be recovered for 01/11/15 to 31/03/2016					<b>1,14,09,595</b>
	Total amount to be recovered for 01/04/2010 to 31/03/2016					<b>8,82,70,752</b>

Original contractual amount Rs. 3,56,36,885-00

Less 25% remission as per agreement for 06 days Rs. 1,46,453-00

**Total payable contract amount Rs. 3,54,90,432-00**

Amount Paid by the Contractor per week At present      Rs.      6,83,447-00

**Amount if Revised will work out per week                      Rs.      12,09,105-00**

PCB asked CEO to give him all related documents once again for study and further necessary action as members suggested this matter be handled carefully since, CBI enquiry has been held. Hence Board decided to seek advice from the PDDE SC Pune again with respect to acceptance of increased 10 % amount of VET with effect from 01<sup>st</sup> April, 2010 to till date as per advice of M/s Mulla & Mulla and Blunt & Caroe, Mumbai. The matter will be taken up in the special Board Meeting if necessary.

**17. ENQUIRY AGAINST SHRI SAYYED GAYAS SAYYED RAJA,  
PLUMBER UNDER SUSPENSION.**

Ref: CBR No.21 dated 29-05-2015.

To consider and approve the Enquiry against Shri Sayyed Gayas Sayyed Raja, Plumber- Under Suspension. The detailed history/ facts as Follows:

Shri Sayyed Gayas Sayyed Raja, Plumber – Under Suspension was appointed as Plumber on 01-04-1978. He was suspended in the year 1996 vide office order No.1366 dt. 13-12-1996 due to negligence in duty and disobey of orders. As per office order NO.1209, dt .14-10-1998 penalized by reducing at Eight Stage of increment from Rs1400/- to Rs.1200/- after adjusting half pay leave and EOL. He had appealed to higher authorities and his application was rejected. He had made correspondence with Assistant Labour Commissioner, Pune, Principal Director, Defence Estates, Southern Command, Pune and Consumer Forum, Ahmednagar, Labour Officer Etc. without approaching proper channel.

Thereafter, this office has again suspended to Shri Sayyed Gayas Sayyed Raja, Plumber- Under Suspension on 09-08-2005 vide office order No. 1761, dt. 09-08-2005 and appointed Shri S.G. Govekar, then

Office Supdt. as Enquiry Officer on 26-12-2005. The Enquiry Officer had issued several enquiry letters to attend the enquiry proceedings, In the mean time Shri.S.G.Govekar, the then Enquiry Officer vide his report on 08-09-2006 informed the CEO that, Shri.Sayyad Gayas Raja is not co-operating with the proceedings and is using un-parliamentary words against the Enquiry officer and Presenting Officer. Therefore he has requested the CEO to change the enquiry officer as it was unbearable to tolerate the words used by Shri Sayyed Gayas Sayyed Raja. As per the report given by the Enquiry officer, Shri. Sayyed Gayas Sayyed Raja has refused to sign on the proceedings of enquiry held on 28-02-2006 although he had attended the proceedings his brother had un-authorisedly made corrections on the written statements of proceedings, which is illegal and against law. It is also observed from the records against Shri Sayyed Gayas Sayyed Raja has not co-operated with the enquiry proceedings by remaining absent on various enquiry dates scheduled by the Enquiry officer viz. 29-11-2006, 18-12-2006, 26-12-2006, 15-01-2007, 29-01-2007. Instead of attending the enquiry proceedings on 18-12-2006, against Shri Sayyed Gayas Sayyed Raja has submitted an application on the same day making baseless allegations on the CEO, Enquiry officer and other official staff. Again on 14-02-2007 he has submitted an application stating that, he was insulted, thrashed etc and made baseless allegation against the superiors and then CEO etc.

The then enquiry officer Shri. S. G.Govekar vide his letter dated 24-07-2015 has informed the CEO that Shri Sayyed Gayas Sayyed Raja, has appeared before the enquiry officer on 03-04-2007 to enquiry into the charges leveled against him, however he was not interested in answering the questions raised by the enquiry officer and has never co-operated in the enquiry proceedings, he was also of the view that, the enquiry officer is of prejudiced mind and is willing to terminate him from the service hence may submit an adverse report, therefore the enquiry officer has requested the CEO to change him and appoint a enquiry officer who is not amongst the office staff.

Meanwhile Shri Sayyed Gayas Sayyed Raja has lodged a complaint in Democracy Day held in the Collector Office to resolve the grievances of public, this office has replied to the letter of the A.P.I., Camp Police Station that the individual is purposely pressurizing the staff with prejudiced mind on 25-07-2007. During the course of time since Shri Sayyed Gayas Sayyed Raja was not co-operating with the enquiry proceedings and always making baseless allegation, no further process for completing enquiry was concluded. However, Shri.S.G.Govekar again has submitted his final report dated 29-04-2009 stating that, as per his report dated 24-07-2007, Shri Sayyed Gayas Sayyed Raja has not appeared before him and has also requested to appoint an enquiry officer who is not related with the office staff (Third Party). During the proceedings of meeting held on 03-04-2007 Shri Sayyed Gayas Sayyed Raja complained that, the enquiry officer Shri.S.G.Govekar and presenting officer Shri S.B.Pataskar has prejudiced mind against him and if the proceedings are carried out by these two officials he will not get the natural justice, as their appointment as enquiry officer and presenting officer is illegal, unauthorized. Shri.S.G. Govekar, retired from service on reaching the age of superannuation on 30-04-2009.

This office has intimated again to Shri Sayyed Gayas Sayyed Raja vide letter dated 03-12-2007, 04-09-2009, 05-11-2009 and 15-10-2010 to collect the subsistence allowance as the same are drawn by this office every month and not being collected since July 2006. He has filed a complaint in the Democracy Day on 07-03-2011. A meeting was held between Advocate Sayyed Mushtaq, (Brother) Shri.Sayyad Gayas Sayyed Raja and then CEO on 01-02-2012 and 02-02-2012 which was minuted and decided that Shri Sayyed Gayas Sayyed Raja will collect the cheque of subsistence allowance and then CEO has assured him that the matter for increase in the subsistence allowance will be decided after obtaining advise of the legal advisor.

Accordingly he has collected the cheque on 04-02-2012. This office has enquired the legal advisor to submit his legal opinion

regarding increase of subsistence allowance from 50% to 100% on 27-03-2012, the Cantonment Legal Advisor vide his letter dated 11-04-2012 has submitted the legal opinion that the subsistence allowance cannot be increased to 100% as requested by the complainant.

Then this office has written letter on dated 03-05-2012 and informed detailed facts from appointment to suspension of the individual that as per legal opinion it is noticed that the enquiry of charges leveled against him has to be completed first and thereafter only the CEO will take decision and directed to co-operate with enquiry officer and complete the enquiry smoothly otherwise the undersigned will take decision as deemed fit. Thereafter Dr. S.R.Jaiswal, RMO Cantt. Gen. Hospital was appointed as enquiry officer vide letter dt. 03-05-2012. Accordingly enquiry proceeding commenced and Dr.S.R.Jaiswal informed the then CEO against Shri Sayyed Gayas Sayyed Raja. did not attended the enquiry on 17-07-2012 and Shri Sayyed Gayas Sayyed Raja abused him by using un-parliamentary words, threatened him to ruin his carrier as a Doctor and also abused both enquiry and presenting officer and also threatened them to file a FIR against both of them pressuring with the help of his Advocate brother. Both against Shri. Sayyed Gayas Sayyed Raja and his brother used uncivilized, un-parliamentary words. Therefore Dr.S.R.Jaiswal also intimated the then CEO that it is very difficult and impossible to conduct the departmental enquiry by him. Shri. Sayyed Gayas Sayyed Raja. has submitted letter dated 07-08-2012 that Dr.S.R.Jaiswal has threatened him and has not accepted his request for his brother to attend the proceedings. He has also in his letter that as per the directions of Dr.S.R.Jaiswal, he met the then CEO Shri Pramod Kumar Singh, who threatened him to submit an apology letter and give him a bribe of Rs.3.00 lakhs as Shri Sayyed Gayas Sayyed Raja has already given to CEO Meenakshi otherwise, he will terminate him from the services. Dr.S.R.Jaiswal vide his letter dated 07-08-2012 has again stated that he is unable to proceed with the enquiry to continue and complete it as the individual is not co-operating in enquiry procedure. However, this

office has intimated Dr.S.R.Jaiswal to continue enquiry and submit the findings on 31-08-2012.

Dr.S.R.Jaiswal has submitted a report on 15-02-2013 that he has given almost seven opportunities to the individual, but he has failed to attend any of the meetings and conduct enquiry against the charges leveled against him, hence the report and enquiry file was returned. However this office again on 15-01-2014 directed Dr.S.R.Jaiswal to continue the enquire and submit the finding report to this office. During the course of time, Shri Sayyed Gayas Sayyed Raja submitted a application dated 19-03-2014 making allegations on the enquiry officer and stating that since Dr.S.R.Jaiswal is prejudiced minded and is favouring the Cantonment Office and hence he cannot grant me natural justice. This office again issued a letter to Dr.S.R.Jaiswal on 22-09-2014 directing him to submit the enquiry report within 03 days. As the Doctor has not submitted any report within the stipulated period, the matter was referred in the Board meeting held on 28-01-2015 and the Board vide its resolution No.21 resolved to appoint Col Suresh Hivale to conduct the enquiry, however he denied to conduct the enquiry vide his letter dated 05-03-2015. Therefore the matter was again referred in the Board meeting and the Board vide its resolution No.21 dated 29-05-2015 has resolved to appoint Col T.K.Raj, SO (A) Station Headquarters, Ahmednagar as enquiry officer. Col T.K.Raj vide his letter dated 11-08-2015 informed this office that the individual is in habit of writing against all individuals he comes across leveling false and baseless allegations. The individual is in habit of refusing official letters sent by registered A.D. and confidentially confirms non receipt. He is willingly prolonging the issue. Col T.K.Raj was of the opinion that the individual may co-operate with the proceedings only if his request for accompaniment of his lawyer brother is allowed and in such a case a law graduate may be appointed as enquiry officer. However, as per rule 12 (8)(a) of CFSR 1937 his request cannot be considered. Hence the matter for enquiry proceeding is pended till date.



It is observed from his service record, personal files and enquiry proceedings, that he had made baseless and prejudicially allegations on the then CEOS, staff and enquiry officers. He has filed suit against Engineering Staff personally and deliberately harassing them in order to pressurize.

All relevant papers are placed on the table. Board to decide future course of action.

All relevant papers are placed on the table.

## **RESOLUTION**

Considered, discussed at length. CEO informed to the Board that it is not reasonably practical to hold an enquiry as suspended employee Shri. Sayyed Gayas Sayyed Raja plumber is not Co-operating with the enquiry of charge sheet leveled against him. CEO further stated that, as many enquiry officers/staff have been personally harassed by the suspended employee by filling false cases in court of law against staff and then CEO. Also, his conduct unbecoming to the public interest obstructs the efficiency in public services.

In view of this, the Board unanimously decided to direct disciplinary authority to Dismiss Shri. Sayyed Gayas Sayyed Raja plumber under suspension with immediate effect by following legal aspects as per Sec.12-E of CFSR, 1937. His suspension period will be treated as Extra Ordinary Leave without pay. The subsistence allowance already paid will not be recovered.

**Sd/-**  
**CHIEF EXECUTIVE OFFICER**  
**MEMBER SECRETARY**  
(VINIT LOTE)

**Sd/-**  
**PRESIDENT,**  
**CANTONMENT BOARD AHMEDNAGAR**  
(BRIG. G. S. SANGHERA)

**26<sup>th</sup> November, 2015**