

**CENTRAL ADMINISTRATIVE TRIBUNAL AHMEDABAD**

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**Order Sheet**

Item no.: 17  
O.A./526/2017 (AHMEDABAD)  
[ DISMISSAL ]  
With  
M.A./482/2017  
CONDONATION OF DELAY  
Court No.: 1

No of Adjournment: 28

Order Dated: 17/11/2025

**BHANUPRASAD M PANDYA**  
Vs  
**D/O POST**

**For Applicant(s) Advocate :** M B NAVANI

**For Respondent(s) Advocate :** R R PATEL

**Order of The Tribunal**

Counsel for the parties are present.

2. In the instant case, during the course of arguments, Mr. M.B.Navani, learned counsel for the applicant submits that because the applicant had facilitated one Shri G.H.Shrimali, GDS MD/MC, Sahij BO, who misappropriated the amount by not crediting the said amount into Government's account and violated provision of Rules 19 & 20 of the BO Rules.

3. Before the issuance of the Charge Memorandum, the show cause notice was issued to the applicant to credit/ deposit Rs.59,976/- for such loss due of misappropriation done by said Shri G.H.Shrimali, GDS MD/MC, which he did not deposit the said amount. However, the respondents had also recovered the said amount from Shri G.H.Shrimali, GDS MD/MC, Sahij BO. At the

same time, the respondents had initiated the disciplinary proceedings against the applicant for the said charge of misappropriation vide Charge Memorandum dated 31.10.2011. Though the Disciplinary Authority recorded its explanation/ defence of the applicant, more particularly, deposited the said amount by him as well as by Shri G.H.Shrimali, GDSMD/MC, the major penalty has been awarded upon the applicant. He submits that there cannot be deposition of the said amount for two times. If the department has held that Shri G.H.Shrimali, GDSMD/MC is responsible for such fraud and had recovered the said amount from him, in that case, the applicant should not be awarded with major penalty.

4. To appreciate the submissions of the learned counsel for the applicant, on query put to Ms. R.R.Patel, learned counsel for the respondents as to whether the respondents had recovered the alleged amount twice i.e. from the delinquent (the applicant) as well as from the said Shri Shrimali GDSMD/MC or not, she submits that some time may be granted to enable her to obtain necessary instruction from the department.

Three weeks time is granted to do so.

5. List the matter for further order on 10.12.2025.

**Dr Hukum Singh Meena**  
**Member (A)**

**Jayesh V Bhairavia**  
**Member (J)**

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