

VINAY S. MASURKAR. B.com(Hon.),D.P.M.,LL.M.

ADVOCATE HIGH COURT & NOTARY

CHAMBER : 3<sup>rd</sup> floor, Standing Counsel's  
Chambers, Central Administrative Tribunal,  
Gulestan Bldg., Prescott Road, Mumbai 400 001.  
Tel. (O) : 22075880 @ 22071361, 22070555  
Fax : 22064720

Date: 08-10-2018

SPPED POST /EMAIL/ BY HAND

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

MUMBAI BENCH

CAVEAT NO. OF 2018

IN

PROPOSED O.A. NO. OF 2018

DISTRICT: MUMBAI

In the matter of Caveat under  
Section 148 A of the Code of  
Civil Procedure.

BHARAT SANCHAR NIGAM LIMITED,) )  
MH circle through CHIEF )  
GENERAL MANAGER, OFFICE OF )  
THE CGMT, 4<sup>TH</sup> FLOOR, A-WING, )  
STAFF SECTION, ADMINISTRATIVE )  
COMPLEX, JUHU ROAD, )  
SANTACRUZ-WEST, )  
MUMBAI 400 054. )..CAVEATOR.  
(Proposed Respondents.)

Versus

Shri. Anilkumar Dubey,  
SDE (NWP-CM),  
HRMA No.200306190,  
O/o CGMT MH Circle,  
Mumbai- 400054

..CAVETEE

(Proposed Applicants.)

Dear Sir,

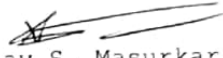
Please find enclosed herewith a caveat filed  
on behalf of the BHARAT SANCHAR NIGAM LIMITED,

o/c

MH circle through CHIEF GENERAL MANAGER, ,MH  
Circle, 4<sup>th</sup> Floor, A-WING, ADMINISTRATION  
SECTION, ADMINISTRATIVE COMPLEX, JUHU ROAD,  
SANTACRUZ-WEST, MUMBAI 400 054, as and by way of  
service upon you.

Please acknowledge the receipt.

Dated this 08 th day of October, 2018

  
(Vinay S. Masurkar.)  
Advocate for the Caveator/  
SPECIAL COUNSEL FOR BSNL.

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I N D E X

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1.	-	CAVEAT	1-2
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3.		Copy of order Dated 08-10-2018	4

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DATE: 08-10-2018.

PLACE MUMBAI

RECEIVING CLERK  
C.A.T. Mumbai Bench.  
MUMBAI

(VINAY S. MASURKAR.)  
COUNSEL FOR THE Caveator.

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Pray that **no orders** be passed without  
due notice under **Section 148 A of the Code of  
Civil Procedure** to the Caveator above named in  
any application for stay, injunction or any other  
interim reliefs in proposed ORIGINAL APPLICATION  
likely to be filed by the proposed applicant  
hereinabove challenging the **Order No.A/DC  
121/A.DUBEY/HRMS NO 200306190/SDE (NWP-CM)/2018/1  
DATED 08-10-2018 issued by Shri. Peeyush Khare ,**

Chief General Manager , MH Circle , BSNL, Mumbai -  
400054 - ANNEXTURE-MA-1

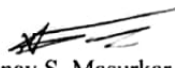
The address of the Caveator for service is

"Vinay S. Masurkar  
Senior Counsel for Union of India.  
Counsel for the Caveator,  
3<sup>rd</sup> floor, Gulestan Bldg,  
Prescot Road, Mumbai 400 001."

The Caveator undertakes to the court to give  
notice by hand delivery / email / speed post  
delivery to the proposed original applicants at  
the address mentioned hereinabove.

Mumbai

Date: 08-10-2018

  
Shri. Vinay S. Masurkar

SPECIAL COUNSEL FOR BSNL.

Counsel for the Caveator,

3<sup>rd</sup> floor, Gulestan Bldg,

Prescot Road, Mumbai 400 001.

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Mumbai- 400054

..CAVETEE

(Proposed Applicants.)

MEMO OF APPEARANCE

I, VINAY S. MASURKAR, Advocate High Court, having been authorised by the Central /  
State Government / Government Servant/ \_\_\_\_\_ Authority/ corporation/ society  
notified under Section 14 of the Administrative Tribunal's Act, 1985, hereby appear for  
Respondents No. ALL and undertake to plead and act for them in all matters in  
the aforesaid case.

Place : Mumbai

(VINAY S. MASURKAR)  
SPECIAL COUNSEL FOR BSNL.

Date : 08-10-2018

ADDRESS OF THE COUNSEL FOR SERVICE

Chamber's of Standing Counsel,  
3<sup>rd</sup> floor, CAT, Gulestan Bldg.,  
Prescot Road, Fort,  
Mumbai-400 001.  
Tel-( Off ) : 22075880

भारत संचार निगम लिमिटेड  
महाराष्ट्र वित्त विभाग, प्रशासनिक भवन  
महाराष्ट्र (म), मुंबई - 400054  
Telecom Circle,  
Complex Administrative Building,  
Santacruz (W), Mumbai- 400054.



भारत संचार निगम लिमिटेड  
(भारत संचार का उपक्रम)  
BHARAT SANCHAR NIGAM LIMITED  
(A Govt. of India Enterprise)

No.A/DC/121/A.Dubey/HRMS No.200306190/SDE(NWP-CM)/2018/1 Dated at Mumbai the 2/10/2018


**MEMORANDUM**

The undersigned proposes to hold an inquiry against Shri AnilKumar Dubey, SDE (NWP-CM), HRMS No.200306190 O/o CGMT, MH Circle, Mumbai 400 054 under rule 36 of the BSNL CDA (Conduct, Discipline and Appeal) Rule 2006. The substance of imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I). A statement of imputations of misconduct or misbehaviour in support of article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure- III and IV).

2. Shri AnilKumar Dubey is directed to submit within 10 days of the receipt of this memorandum a written statement of his defence and also to state whether he desires to be heard in person.
3. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should therefore specifically admit or deny each article of charge.
4. Shri AnilKumar Dubey is further informed that if he does not submit his written statement of defence on or before the date specified in Para 2 above, or does not appear on or before the inquiry authority or otherwise fails or refuses to comply with the provisions of Rule 36 of BSNL CDA Rule 2006 or the orders/directions issued in pursuance of the said rule, the inquiry authority may hold the inquiry against him ex-parte.
5. Attention of Shri AnilKumar Dubey is invited to Rule 22 of BSNL CDA Rules 2006 under which no employee shall bring or attempt to bring any political or other outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service in the company. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Shri AnilKumar Dubey is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 22 of BSNL CDA Rules 2006.
6. The receipt of the memorandum should be acknowledged.

Encl: As above

To,  
Shri AnilKumar Dubey,  
SDE (NWP-CM ),  
HRMS No. 200306190  
O/o CGMT, MH Circle, Mumbai 400 054.

  
(Peeyush Khare)  
Chief General Manager Telecom  
Maharashtra Circle, BSNL  
Mumbai-400 054.

पंजीकृत कार्यालय : भारत संचार भवन, हरिश्चंद्र माथुर लेन, जनपथ, नई दिल्ली- 110011 CIN No:  
U74899DL2000GO1107739  
Regd. Office: Bharat Sanchar Bhawan, Harish Chandra Mathur Lane, Janpath, New Delhi 110 001 Website: www.bsnl.co.in