

MAHARASHTRA ADMINISTRATIVE TRIBUNAL
NAGPUR BENCH NAGPUR
ORIGINAL APPLICATION No. 49 of 2023 (S.B.)

Vaibhav Vasantao Patil,
aged 35 years, Occ- Service,
R/o Jail Quarters, Buldhana.

Applicant.

Versus

- 1) State of Maharashtra,
through its Secretary, Department of Home,
Mantralaya, Mumbai - 32.
- 2) Deputy Inspector General of Prisons,
East Division, Jail Road, Nagpur.
- 3) Superintendent of Prison,
Central Prison, Amravati.

Respondents.

Shri R.V. Shiralkar, Advocate for the applicant.
Shri S.A. Sainis, P.O. for respondents.

Coram :- Hon'ble Shri Justice M.G. Giratkar, Vice Chairman.

Dated :- 11/03/2024.

J U D G M E N T

Heard Shri R.V. Shiralkar, learned counsel for the applicant and Shri S.A. Sainis, learned P.O. for the respondents.

2. The applicant is appointed on the post of Jail Guard. He was posted at Buldhana. The applicant is resident of village Vihe, Tah. Patan, District Satara. The father of applicant is suffering from Cancer. The applicant was transferred from Buldhana to Kolhapur. The applicant is seeking request transfer as per the G.R. dated 03/06/2011.

3. It is submitted that the applicant has completed 5 years of service and post is vacant at Satara and therefore he is praying for inter-district transfer.

4. The O.A. is strongly opposed by the respondents. It is submitted that the post equivalent to the post of applicant is not available at Satara, therefore, the applicant cannot be transferred.

5. During the course of submission the learned counsel for applicant has filed the advertisement issued by the respondents. As per this advertisement, the post of Jail Guard is vacant at Satara and therefore the applicant can be transferred to Satara. Hence, the following order –

ORDER

(i) The O.A. is allowed.

(ii) The respondents are directed to consider the claim of the applicant for inter-district transfer as per the G.R. dated 03/06/2011, if he is eligible for the same.

(iii) The concerned Officer may issue “No Objection Certificate” for transfer of the applicant to transfer him at Satara.

(iv) No order as to costs.

Dated :- 11/03/2024.

(Justice M.G. Giratkar)
Vice Chairman.

dnk.

I affirm that the contents of the PDF file order are word to word same as per original Judgment.

Name of P.A. : D.N. Kadam

Court Name : Court of Hon'ble Vice Chairman.

Judgment signed on : 11/03/2024.