

MAHARASHTRA ADMINISTRATIVE TRIBUNAL
NAGPUR BENCH NAGPUR
ORIGINAL APPLICATION No. 379/2019 (S.B.)

Kumari Sharda Nilkantrao Meshram
(Mrs. Sharda Lileshwar Moon),
Aged about 42 years, Occ. Forest Guard,
C/o Range Forest Officer, Tahsil-Aashti,
District Wardha (Maharashtra).

Applicant.

Versus

- 1) State of Maharashtra through its Secretary,
Ministry of Revenue and Forest Department,
Mantralaya, Mumbai (Maharashtra).
- 2) Deputy Conservator of Forest,
Civil Lines, Ambedkar Chowk,
District Wardha (Maharashtra).
- 3) Divisional Forest Officer,
Social Forestry Division, Wardha.

Respondents.

Shri N.S. Autkar, Advocate for the applicant.

Shri A.M. Khadatkhar, P.O. for respondents.

**Coram :- Hon'ble Shri Anand Karanjkar,
Member (J).**

Date of Reserving for Judgment : 9th July, 2019.

Date of Pronouncement of Judgment : 9th July, 2019.

JUDGMENT

(Delivered on this 9th day of July,2019)

Heard Shri N.S. Autkar, learned counsel for the applicant and Shri A.M. Khadatkar, learned P.O. for the respondents.

2. The applicant is challenging the transfer order dated 30/05/2019, by which the applicant is transferred from Social Forest Range Ashti to Arvi.

3. The applicant was appointed in the service of the Forest Department in the year 2006 as Forest Guard. The applicant was posted at Samandarpur Forest Range, Wardha and on 13/06/2015 the applicant was transferred to Ashti, District Wardha. On 28/1/2019 representation was made by the applicant to the respondents. It was submitted that her husband was serving as Forest Guard in the Arvi Range Forest, therefore, for unification of husband and wife, she be transferred to Arvi and her husband be transferred to Ashti.

4. It is grievance of the applicant that her request was not considered and therefore the impugned transfer order is in violation of the G.R. 9/4/2018.

5. I have heard submissions on behalf of the applicant and on behalf of the respondents. After reading G.R. dated 9/4/2018 it seems that the Competent Authority should post the husband and wife at one station whenever it is possible. In the present matter in representation dated 28/1/2019 it was submitted by the applicant for

unification of husband and wife, she be transferred to Arvi and her husband be transferred to Ashti. It is apparent that this demand of the applicant was nowhere recognised by the G.R., on the contrary the object of the G.R. was for unification of husband and wife whenever it is possible.

6. It seems that the applicant was due for transfer and as her husband was at Arvi, therefore, for unification of husband and wife as per the directions in the G.R., the applicant was transferred from Ashti to Arvi. It is stated in the representation that son of the applicant is studying in 2nd Standard and therefore, it will disturb the family if she is transferred to other station. As a matter of fact as per the representation the applicant herself was seeking separation from the husband. In view of this discussion, I do not see any merit in this application. Hence, the following order –

ORDER

The O.A. stands dismissed. No order as to costs.

Dated :- 09/07/2019.

*dnk...

(A.D. Karanjkar)
Member (J).