

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/ 389 /2016  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.

Date : - 1 FEB 2016

**ORIGINAL APPLICATION NO. 528 OF 2015.**

- 1 Rajendra Budhiji Dhivare,  
C/o. Shri. Dr. G. Sadavarte, Advocate for the Applicant.  
Add. 109/18, Esplanade Mansion, M.G. Road, Fort, Mumbai-01.

.....**APPLICANT/S.**

**VERSUS**

- 1 The State of Maharashtra,  
Through Principal Secretary,  
Public Health Department,  
Mantralaya, Mumbai-32.
- 2 Director of Health Services, Govt. of  
Maharashtra, Having office at  
Aarogya Bhavan, C.S.T., Mumbai.

...**RESPONDENT/S**

Copy to : The C.P.O. M.A.T., Mumbai.

The applicant/s above named has filed an application as per copy already served on you, praying for reliefs as mentioned therein. The Tribunal on the **28<sup>th</sup>** day of **January,2016** has made the following order:-

APPEARANCE : None for the Applicant  
Shri. A.J. Chougule, P.O. for the Respondent.

CORAM : **HON'BLE JUSTICE SHRI J.D. KULKARNI, MEMBER (J).**

DATE : **28.01.2016.**

ORDER : Order Copy Enclosed/Order Copy Over Leaf.

*Anand*  
1/2/2016  
**Research Officer,  
Maharashtra Administrative Tribunal,  
Mumbai.**

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Board's order

**Date : 28.01.2016.**

**O.A.No.528 of 2015**

1. None for the Applicant. Heard Shri A.J. Chougule, learned P.O. for the respondents.
2. The matter was kept for hearing at 3 p.m., as nobody appears on behalf of the applicant. Even at 3 p.m. nobody appears for the applicant.
3. Learned P.O. submits that in the morning, the applicant approached him and states that he was satisfied with his transfer at Thane and, therefore, he was not interested in further proceeding of the O.A.
4. Perusal of the impugned order shows that the applicant has been transferred from General Hospital, Alibag, Raigad to General Hospital, Thane on administrative grounds. The reply affidavit shows that the applicant has been transferred to Thane considering the fact that his wife was suffering from cancer and his daughter was taking education in 12<sup>th</sup> standard.
5. Considering both these grounds, I am satisfied that the applicant has been considered for transfer on humanitarian ground. He has already completed more than six years at Alibag and, therefore, was overdue for transfer. I do not find any reason for allowing his representation for retention at Alibag.
6. In view thereof, following order :  
"Original Application stands dismissed with no order as to costs."

50/28-01-16  
(J.D. Kulkarni)  
Member (J)

vso

TRUE COPY

Mahesh  
1/2/2016

Asst. Registrar / Research Officers  
Maharashtra Administrative Tribunal