

MAHARASHTRA ADMINISTRATIVE TRIBUNAL

NAGPUR BENCH NAGPUR

ORIGINAL APPLICATION NO. 553/2016.

Shanta w/o Satish Motghare,
Aged about 53 years,
Occ-Service,
R/o Civil Hospital, Wardha.

Applicant

Versus

- 1) The State of Maharashtra,
Through its Secretary,
Department of Public Health,
Mantralaya, Mumbai-440 001.
- 2) The Director,
Public Health Department,
St. Georges Hospital Compound,
Fort, Mumbai.
- 3) The Deputy Director,
Public Health Service,
Nagpur Circle, Nagpur.
- 4) The Civil Surgeon,
Civil Hospital, Wardha.

Respondents

Shri A.P. Tathod, Advocate for the applicant.
Shri M.I. Khan, learned P.O. for the respondents.

Coram:- Hon'ble Shri J.D. Kulkarni,
Member (Judicial)

Dated: - 27th February 2017.

Oral order

Heard Shri A.P. Tathod, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents.

2. The applicant has requested for a direction to the respondents to transfer her from Wardha to Nagpur on her personal ground. The representation was made on 2.3.2016 which is at Annexure A.10. The learned P.O. submits that the said representation has already been rejected. However, the learned counsel for the applicant submits that he has not received the intimation as regards the fate of her representation.

3. From the record, it seems that the applicant was transferred as a Nurse in Daga Smruti Rugnalaya, Nagpur to Civil Hospital, Wardha in 2011 and has almost completed 5½ years till Annual General Transfers of 2017. The learned P.O. frankly admits from the instructions only he is telling that the representation dated 2.3.2016 has been rejected and that there is no communication to that effect. The learned counsel for the applicant submits that the applicant is ready to file fresh representation for her transfer to Nagpur from Wardha, since Annual General Transfers are ensuing in the month of March-April 2017. He admits that the application can be disposed of, if her representation is concerned, according to rules. In

view thereof, application stands disposed of with the following directions:

(i) The applicant is allowed to file fresh representation for her transfer from Wardha to Nagpur or any place as per her desire.

(ii) The said representation shall be filed within one week from today.

(iii) On receiving the said representation, the respondents are directed to take a decision on such representation during the Annual General Transfers of 2017 as per its own merits.

(iv) No order as to costs.

(J.D.Kulkarni)
Member (J)

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