

MAHARASHTRA ADMINISTRATIVE TRIBUNAL
NAGPUR BENCH NAGPUR
ORIGINAL APPLICATION NO. 947/2023(S.B.)

Dr. Anandrao S/o. Sitaram Neware,
Aged 53 Years, Occ. Service
(Working as Livestock Development Officer,
At Panchayat Samiti Warora, Dist. Chandrapur),
Resident of Warora, Dist. Chandrapur.

Applicant.

Versus

1. State of Maharashtra,
Through Secretary,
Animal Husbandry,
Dairy and Fisheries Department,
Mantralaya, Mumbai- 32.
2. Commissioner of Animal Husbandry,
Maharashtra State Central Building,
Opposite Spicer College,
Aundh, Pune-411007.
3. Regional Joint Commissioner,
Animal Husbandry,
Civil Lines, Nagpur- 440001.
4. The Chief Executive Officer,
Zilla Parishad, Anchleshwar Gate Road,

Bazar Ward, Chandrapur-442402.

Respondents

Shri S.Rotkar, Ld. Counsel for the applicant.
Shri S.A.Sainis, Ld. P.O. for the respondents 1 to 3.
Smt.P.Giratkar, Ld. Counsel for the respondent no.4.

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

Dated: - 07th March, 2024.

JUDGMENT

Heard Shri S.Rotkar, learned counsel for the applicant,
Shri S.A.Sainis, learned P.O. for the respondents 1 to 3 and
Smt.P.Giratkar, learned counsel for the respondent no.4.

2. Case of the applicant in short is as under-

The applicant was posted at Warora in the Veterinary Hospital in the establishment of Panchayat Samittee, Warora. The applicant was transferred from Warora to Chandrapur. It is the case of the applicant that respondents have not considered the G.R. in which guidelines are given for the posting. The respondents have issued the transfer order dated 15.05.2023 by which the applicant is transferred from Warora to Chandrapur. Therefore, the applicant challenged the transfer order and prayed to quash and set aside the same.

3. The O.A. is strongly opposed by the respondents. It is submitted by the respondents 1 and 2 in para 6 of reply that the

applicant was posted at Warora Taluka, District Chandrapur. He has completed period of 04 years and 11 months at the time of transfer order dated 15.05.2023, therefore, he was transferred. The respondents have not committed any illegality by transferring in the applicant from Warora to Chandrapur. Hence, the O.A. is liable to be dismissed.

4. At the time of first order dated 14.07.2023, it was pointed out that the applicant approached to M.L.A. Smt. Pratibha Suresh Dhanorkar. She had given letter to the Chief Executive Officer, Zilla Parishad, Chandrapur requesting him not to relieve the applicant from Warora to join at Chandrapur. As per the request of M.L.A., applicant was not relieved from Warora to join at the transferred post. It appears that the applicant has approached to the political leaders so as to pressurise the Government Officer. The applicant had completed normal tenure of transfer. Therefore, there is no any illegality on the part of the respondents. Hence, the following order is passed.

ORDER

The O.A. is dismissed with not order as to costs.

(Justice M.G.Giratkar)
Vice Chairman

Dated - 07/03/2024.
rsm.

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

Name of Steno : Raksha Shashikant Mankawde
Court Name : Court of Hon'ble Vice Chairman.
Judgment signed on : 07/03/2024.
Uploaded on : 14/03/2024.
