



MAHARASHTRA STATE HUMAN RIGHTS COMMISSION

9, Hajarimal Somani Marg, Opp. Chhatrapati Shivaji Maharaj Terminus, Mumbai – 400 001

Tel : 22092857 Email:- court1-mshrc@mah.gov.in

KKT/Case No.– 3550/13/16/2019

Name of the Complainant : Manish D. Sheth
501, Vasant Galaxy,
Bangur Nagar, Goregaon (W),
Mumbai – 400104.

Name of the Respondent : The Principal Secretary
Public Health Department
Gokuldas Tejpal Hospital Compound
10th Floor, Mumbai – 400 001
(Email : psec.publichealth@maharashtra.gov.in)

The Commissioner
Employees State Insurance Scheme
Panchdeep Bhavan, 6th Floor,
108, N.M. Joshi Marg, Lower Parel,
Mumbai – 400 013
(Email: ceo.mhesis@gmail.com,
dir.med.mhesis@gmai.com)

The Commissioner
Employees State Insurance Corporation
Panchdeep Bhavan, 3rd Floor,
108, N.M. Joshi Marg, Lower Parel,
Mumbai – 400 013
(Email: rd-maharashtra@esic.nic.in)

Date : 17th April 2023

Coram : Justice K.K. Tated, Chairperson

ORDER

Complainant Mr. Manish Sheth is present.

Dr. Madhuri Rayamane, Medical Officer for Respondent
No. 1 and 2 is present.

Mr. Shailesh More, Social Security Officer is present.

1. By this complaint complainant is seeking direction against
Respondents to implement Employees State Insurance
Scheme. His main grievance is that whenever they approached

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to them they always take their own time. Not only that they are not providing the proper treatment also. To that effect he placed on record various documents including data of hospitals.

2. Today Director (Medical) MH-ESI Society, Mumbai filed application dated 13.04.2023 stating that they require some time to go through the papers and proceeding and file additional affidavit.

3. It is to be noted that issue involved in the present matter is about only a procedure just to be adopted by the Employees State Insurance Corporation so that people can get medical treatment easily without any hurdle and in time. Considering the issue involved in the present matter I am of the opinion that Principal Secretary, Public Health Department to hear the complainant personally and decide how he can solve all these problems. If it is not possible for the Principal Secretary, Public Health Department to do so he can authorize the Commissioner, Employees State Insurance Corporation to hear the complainant and decide the same.

4. By invoking powers in accordance with the provisions under Sec. 18 (e) of the Protection of Human Rights Act, 1993 r/w. Regulation 22 to 24 of the Maharashtra State Human Rights Commission, (Procedure), Regulations, 2011, following order is passed

- a) The Principal Secretary, Public Health Department to hear the complainant and decide his complaint how they can provide better facilities to the people at large whenever they approached the concerned officers.

- b) Hearing to be given within six weeks from today and application to be decided within ten weeks from the receipt of this copy of order.
- c) If Principal Secretary, Public Health Department wants he can authorize Commissioner, Employees State Insurance Scheme and Commissioner, Employees State Insurance Corporation to decide the same as early as possible as stated hereinabove.
- d) Ld. Secretary of this Commission is directed to forward a copy of this order to Principal Secretary, Revenue and Husbandry Department, Mantralaya, Mumbai for necessary action.
- e) With these directions complaint stands closed and disposed of.
- f) Liberty granted to the complainant to approach before this Commission in case of any difficulty to decide his complaint.


(Justice K. K. Tated)
Chairperson