

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO. 3089/2018

(Yogini d/o Lalitji Dighore vs. State of Maharashtra & ors.)

WITH

WRIT PETITION NO. 3090/2018

(Asha d/o Kashinath Gaykwad vs. State of Maharashtra & ors.)

WITH

WRIT PETITION NO. 3091/2018

(Rukhmini d/o Mirakar Pendor vs. State of Maharashtra & ors.)

WITH

WRIT PETITION NO. 3092/2018

(Sharda S/o Bhagwan Bramhe vs. State of Maharashtra & ors.)

WITH

WRIT PETITION NO. 3093/2018

(Amruta Bhalchandra Jiwane vs. State of Maharashtra & ors.)

WITH

WRIT PETITION NO. 3094/2018

(Sharda D/o Narayan Gurle vs. State of Maharashtra & ors.)

WITH

WRIT PETITION NO. 3095/2018

(Viplavi Murarao Lande vs. State of Maharashtra & ors.)

WITH

WRIT PETITION NO. 3096/2018

(Vandana D/o Govinda Bodhe vs. State of Maharashtra & ors.)

WITH

WRIT PETITION NO. 3097/2018

(Vaishali W/o Atmaram Deshmukh vs. State of Maharashtra & ors.)

WITH

WRIT PETITION NO. 3098/2018

(Savita Yogeshwar Nagose vs. State of Maharashtra & ors.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri V.N. Morande, Advocate for the petitioner in all petitions.
Shri S.Y. Deopujari, Addl. GP for the respondent no. 1 in all petitions.

CORAM : B.P. DHARMADHIKARI AND
Z.A.HAQ, JJ.

DATED : 08/06/2018

1] Submission is, by treating husband and wife posted beyond 30 kilometers as an eligible class for transfer, the Government Resolution dated 27/02/2017 creates hostile discrimination *qua* the couples already posted within 30 kilometers.

2] During arguments, we find as it no transfer orders are received by petitioners or their spouses.

3] Hence, we are not inclined to examine the issue hypothetically. After transfer orders are served, the place of postings of husband and wife would become clear and then challenges can surface.

4] With liberty to petitioners to approach again if any cause of action arises in their favour and keeping all contentions open, we dispose of present writ petitions. No costs.

JUDGE

JUDGE

Ansari