

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 3772/2018.

Sou. Bharti Sudhir Nilgilwar -**VERSUS-** The State of Maharashtra and others.

WRIT PETITION NO. 3773/2018.

Savita Yogeshwar Nagose -**VERSUS-** The State of Maharashtra and others.

WRIT PETITION NO. 3774/2018.

Viplavi Murarrao Lande -**VERSUS-** The State of Maharashtra and others.

WRIT PETITION NO. 3775/2018.

Vaishali Atmaram Deshmukh Parse -**VERSUS-** The State of Maharashtra and others.

WRIT PETITION NO. 3776/2018.

Sharad Bhagwan Bramhe -**VERSUS-** The State of Maharashtra and others.

WRIT PETITION NO. 3777/2018.

Yogini Lalitji Dighore -**VERSUS-** The State of Maharashtra and others.

WRIT PETITION NO. 3778/2018.

Akshara Naktuji Gedam -**VERSUS-** The State of Maharashtra and others.

WRIT PETITION NO. 3779/2018.

Soni Vasant Padmekar -**VERSUS-** The State of Maharashtra and others.

WRIT PETITION NO. 5628/2018.

Sharda narayan Gurle -**VERSUS-** The State of Maharashtra and others.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

CORAM : B.P. DHARMADHIKARI
& M. G. GIRATKAR, JJ.

DATE : OCTOBER 01, 2018.

Heard Shri V.N. Morande, learned
Counsel for petitioners, Ms. K.R. Deshpande, learned
A.G.P. for respondent State and Mrs. I.L. Bodade, Shri
M.M. Sudame, and Shri Daruwala, learned Counsel for

2

respective Zilla Parishads. Petitioners state that husband and wife separated by distance of more than 30 kms have been given a special treatment under Government Resolution dated 27.02.2017 and according to Zilla Parishad, petitioners cannot complain about it, as validity of that Government resolution, has been upheld by this Court.

2. Without prejudice to these contentions, Shri Morande, learned counsel points out that there are vacancies within 30 kms, even after exercise of transfer is over. As such, instead of forcing petitioners to work at a difficult area, they be transferred to such places. He is relying upon the orders dated 06.08.2018 in Writ Petition No. 3571/2018 and other connected matters.

3. It is apparent that petitioners and their spouse were working within 30 kms of each other and hence, they have been now separated and others who were not so working may have been accommodated within 30 kms.

4. In this situation, if any vacancies are now available and petitioners are willing to join at those places, the decision will have to be taken by the

3

employer first.

5. We therefore, direct petitioners to make a representation pointing out vacancies at relevant places within a period of one week from today, if such representation is not already made. We direct the respondent Chief Executive Officer to take a decision on such representation within period of three weeks from the date of communication of this order to it.

6. With these directions, we dispose of the Writ Petitions. No cost.

JUDGE

JUDGE

Rgd.