



IN THE HIGH COURT OF KARNATAKA,AT DHARWAD

DATED THIS THE 17TH DAY OF DECEMBER, 2025

PRESENT

THE HON'BLE MR. JUSTICE S G PANDIT

AND

THE HON'BLE MRS JUSTICE GEETHA K.B.

CIVIL CONTEMPT PETITION NO. 100401 OF 2025

BETWEEN:

SHRI RAGHAVENDRA EDUCATION TRUST
BELUR/SINGANAHALLI TALUKA AND DISTRICT:
DHARWAD
R/BY ITS PRESIDENT,
SHRI BHEEMAPPA S/O. TIRAKAPPA BHOOMANNAVAR
AGE: 46 YEAS, OCC: SOCIAL SERVICE
R/O. SINGANAHALLI VILLAGE,
TALUK AND DISTRICT DHARWAD.

...COMPLAINANT

(BY SRI D.B. KARIGAR,ADVOCATE)

AND:

1. SMT. V. RASHMI MAHESH
THE STATE OF KARNATAKA,
REP BY THE CHIEF SECRETARY,
DEPARTMENT OF SCHOOL EDUCATION AND
LITERACY,
M.S. BUILDING, BENGALURU-01 AND OTHERS.
2. SHRI. SHANMUKAYYA S. KELADIMATH
THE DEPUTY DIRECTOR,
DEPARTMENT OF SCHOOL EDUCATION AND
LITERACY, DHARWAD-580001.



**NC: 2025:KHC-D:18369-DB
CCC No. 100401 of 2025**

3. SMT. GAYATRIDEVI SAJJAN
THE BLOCK EDUCATION OFFICER,
DEPARTMENT OF EDUCATION AND LITERACY,
KALAGATGI,
DISTRICT DHARWAD-581204.
4. SMT. KAVITA YOGAPPANAVAR,
THE SPECIAL LAND ACQUISITION OFFICER,
KARNATAKA INDUSTRIAL AUTHORITY DEVELOPMENT
BOARD, LAKAMANAHALLI INDUSTRIAL AREA,
P.B. ROAD, DHARWAD-580004.

...ACCUSED

(BY SRI SHARAD V. MAGADUM, AGA FOR ACCUSED NO.1)

THIS CCC IS FILED UNDER SECTIONS 11 AND 12 OF THE CONTEMPT OF COURTS ACT, 1971, R/W. ARTICLE 215 OF CONSTITUTION OF INDIA,1950, PRAYING TO, INITIATE THE CONTEMPT OF COURTS PROCEEDINGS AND TO TAKE APPROPRIATE ACTION AGAINST ALL THE ACCUSED PERSONS FOR WILFUL DISOBEDIENCE OF THE ORDER PASSED BY THE HON'BLE SINGLE JUDGE, HIGH COURT OF KARNATAKA, DHARWAD BENCH, DHARWAD, IN ITS WP NO.102475/2025 (EDN-REG), DATED 31.07.2025, IN THE ENDS OF JUSTICE AND THE NECESSARY ORDER ALSO PASSED TO SET ASIDE THE IMPUGNED ORDER I.E. SPEAKING ORDER, ITS NO.ಇ2/ಶಾಶಿಲ/ಉ/ಏ/ಐಎಸ್ಸಿ/ಸ್ಥಳಾಂಗೀಕರಣ/2025-26-2597, DATED 15.10.2025, VIDE ANNEXURE-C, IN THE ENDS OF JUSTICE AND ETC.,.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: THE HON'BLE MR. JUSTICE S G PANDIT
AND
THE HON'BLE MRS JUSTICE GEETHA K.B.



ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE S G PANDIT)

Learned AGA accepts notice for accused No.1.

2. Heard learned counsel Sri.D.B.Karigar for complainant and learned AGA Sri.Sharad V.Magadam for accused No.1, perused the entire contempt petition papers.

3. The above contempt petition is filed under Section 11 and 12 of the Contempt of Courts Act, read with Article 215 of the Constitution of India, complaining disobedience of Order dated 31.07.2025 in Petition No.102475/2025, whereunder this Court passed the following Order:

ORDER

- i. The writ petition is **partly allowed**.*
- ii. The reliefs sought are modulated in the interest of justice.*
- iii. The petitioner is permitted to submit a fresh application seeking permission for shifting and recognition of the school at Mishrikoti Village, Kalghatgi Taluk, Dharwad District, under the applicable law, accompanied by all relevant documents.*
- iv. The said application shall be submitted within a period of four weeks from the date of receipt of a copy of this order.*



v. Upon such submission, respondent No. 2 is directed to consider the application and pass appropriate orders within four weeks from the date of receipt of the application, in accordance with law.

vi. Until such time, the running of the school at Mishrikoti Village shall not be interfered with, to avoid disruption to students currently studying there.

vii. Needless to say, if no such application is submitted within the stipulated period, the respondent authorities shall be at liberty to proceed in accordance with law, including the directions issued in Annexures-H and K.

4. Learned counsel for the complainant would submit that within the time granted by the learned single Judge, the complainant is said to have submitted application on 01.09.2025 seeking permission for shifting and recognition of the school at Mishrikoti Village, Kalagataki Taluk, Dharwad District, with relevant documents. However, he submits that the accused No.2, by speaking Order dated 15.10.2025(Annexure-C), rejected the request of the complainant on the ground that the complainant would not meet the criteria for shifting of the school.

5. Learned counsel for the complainant would submit that the second respondent has not given any opportunity



while considering the application for shifting of the complainant. Moreover, he submits that the endorsement is not considered in its proper perspective. Thus, he submits that there is disobedience of the order passed by this Court and he prays for taking appropriate action against the accused persons.

6. Learned AGA on the other hand would point out that this Court directed the accused persons to consider the application of the complainant and the application of the complainant was considered in accordance with law and it is noticed that the complainant would not meet the criteria prescribed for shifting of the Educational institution. Thus, he would pray for dismissal of the contempt petition.

7. Having heard the learned counsel for the parties and on perusal of the entire contempt petition, we are of the considered view that the complainant has not made out any ground to issue notice in the above stated contempt petition



as we do not find any disobedience of the order under complaint.

8. The direction in Order dated 31.07.2025 in Writ Petition No.102475/2025 is to the effect that the petitioner shall make an application seeking permission for shifting and recognition of the school at Mishrikoti Village, under the applicable law within four weeks and the respondent No.2, that is accused No.2 is directed to consider the application and pass appropriate order.

9. Annexure-C-speaking Order dated 15.10.2025 indicates that the application of the complainant for shifting of the institution was considered and the application of the complainant is rejected solely on the ground that the complainant would not meet the required criteria for shifting of the Educational institution. The speaking order would indicate what are the requirements and what is the deficiency in terms of joint spot inspection report. On going through the speaking order we are of the considered



opinion that the accused No.2 has considered the application in accordance with law and has issued endorsement rejecting the application of the complainant for shifting the Educational institution. Thus, we are of the opinion that there is substantial compliance with the direction issued by this Court. Therefore, the contempt petition stands rejected without issuing notice to other accused.

10. It is open for the complainant if aggrieved to challenge the same before appropriate authority/forum.

**Sd/-
(S G PANDIT)
JUDGE**

**Sd/-
(GEETHA K.B.)
JUDGE**

HMB
Ct-cmu
LIST NO.: 1 SL NO.: 25