



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

WRIT PETITION NO. 5523 OF 2026 (S-RES)

BETWEEN:

NOOR AHMED HACHYAL
S/O BANDAGISAB HACHYAL
AGED ABOUT 33 YEARS
RESIDING AT 11TH CROSS
LEELAVATHI BADAVANE
NEAR MASJID, MADDUR
MANDYA - 571 428.

...PETITIONER

(BY SRI. RAVINDRANATH K, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY ITS PRINCIPAL SECRETARY
DEPARTMENT OF SKILL AND DEVELOPMENT
ENTREPRENEURSHIP AND LIVELIHOODS,
M.S. BUILDING, BENGALURU - 560 001.
2. THE COMMISSIONER
DEPARTMENT OF INDUSTRIAL TRAINING
AND EMPLOYMENT, DAIRY CIRCLE,
BENGALURU - 560 029.
3. THE JOINT DIRECTOR
DEPARTMENT OF INDUSTRIAL
TRAINING AND EMPLOYMENT,
DAIRY CIRCLE,
BENGALURU - 560 029.

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by
SHARADAVANI
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Location: High
Court of
Karnataka



4. THE MANAGING DIRECTOR
MANDYA DISTRICT CO-OPERATIVE
MILK PRODUCER'S SOCIETIES UNION LIMITED
GEJJALAGERE, MANDYA DISTRICT - 571 428.
5. THE PRINCIPAL
RANI CHANNAMMA PVT. ITI
MANAGULI, PRESENTLY VIJAYAPURA
DISTRICT - 586 122.

...RESPONDENTS

(BY SRI. G. RAMESH NAIK, AGA FOR R1 TO R3;
SRI. B.L. SANJEEV, ADVOCATE FO R4;
SRI. DEEPAK SHETTY, ADVOCATE FOR R5)

THIS W.P. IS FILED UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED
DISMISSAL ORDER ISSUED BY THE OFFICE OF THE 4TH
RESPONDENT IN NO. MAMHAO/ADILITHA/438/2025-26/258 DATED
10.02.2026. AS ILLEGAL, ARBITRARY AND WITHOUT HOLDING
ANY ENQUIRY VIDE ANNEXURE-L TO THE WRIT PETITION AND
ETC.,

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

CORAM: HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR



ORAL ORDER

In this petition, the petitioner has sought for the following reliefs:

“i) Issue writ of certiorari order quashing the impugned dismissal order issued by the office of the 4th Respondent in No. ಮಂಹಾಬ/ಆಡಳಿತ/438/2025-26/258 ದಿನಾಂಕ: 10.02.2026. as illegal, arbitrary and without holding any enquiry vide ANNEXURE-L to the Writ Petition.

ii) After quashing the impugned dismissal order issued by the office of the 4th Respondent in No. ಮಂಹಾಬ/ಆಡಳಿತ/438/2025-26/258 ದಿನಾಂಕ: 10.02.2026 vide ANNEXURE-L to the Writ Petition, direct the 4th Respondent to reinstate the petitioner to his original post with continuity of service and with all consequential benefits thereon which the petitioner is legally entitled to;

iii) Pass any other order as this Hon'ble Court deems fit in the interest of justice and equity.”

2. Heard learned counsel for the petitioner and learned AGA for respondent Nos.1 to 3, learned counsel for respondent No.4, learned counsel for respondent No.5 and perused the material on record.



3. A perusal of the material on record indicate that on 28.01.2026, respondent No.4 issued a show cause notice calling upon the petitioner to show cause as to why the major penalty/punishment of dismissal should not be imposed against him on the ground that he had submitted a fake marks card while joining service.

4. The said show cause notice was challenged by this Court in WP.No.4291/2026, in which, there was an interim order of stay not to relieve the petitioner in the event he was not already relieved. It is a matter of record that the petitioner had already been relieved from service as on the date of the interim order passed by this Court on 10.02.2026 in WP No.4291/2026. Subsequently, without conducting any enquiry and in violation of principles of natural justice and without providing sufficient and reasonable opportunity to the petitioner, respondent No.4 proceeds to pass the impugned dismissal order, which is assailed in the present petition.

5. Per contra, learned counsel for the respondents submits that there is no merit in the petition and the same is liable to be dismissed.



6. Though several contentions have been urged by both sides in support of their respective claims, having regard to the undisputed material on record which clearly indicates that prior to passing the impugned order of dismissal, respondent No.4 did not conduct any enquiry nor provide sufficient or reasonable opportunity to the petitioner, thereby violating principles of natural justice, without expressing any opinion on the merits/demerits of the rival contentions, I deem it just and appropriate to quash the impugned order at Annexure - L and reserve liberty in favour of the respondents to initiate appropriate action against the petitioner by reinstating him and by providing sufficient and reasonable opportunity to the petitioner in accordance with law.

7. In the result, I pass the following:-

ORDER

- (i) Petition is hereby ***allowed***.
- (ii) The Impugned dismissal order issued by respondent No.4 dated 10.02.2026 at Annexure - L is hereby quashed.



- (iii) Liberty is reserved in favour of the respondents to proceed further against the petitioner in accordance with law.
- (iv) Respondents are directed to reinstate the petitioner into service within a period of one week from the date of receipt of a copy of this order.

Sd/-
(S.R.KRISHNA KUMAR)
JUDGE

BH
List No.: 1 SI No.: 4