



CNR: KAHC010320292025

NC: 2026:KHC:45162-DB
WA No. 811 of 2025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 20TH DAY OF AUGUST, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

WRIT APPEAL NO. 811 OF 2025 (L-KSRTC)

BETWEEN:

CHIEF TRAFFIC MANAGER
BMTc CENTRAL OFFICE, K H ROAD,
BANGALORE – 560 027.
NOW REPRESENTED BY ITS
CHIEF LAW OFFICER

...APPELLANT

(BY SMT. RENUKA H.R.,ADVOCATE)

AND:

B VENKATESH
S/O BALAKRISHNA,
AGED ABOUT 61 YEARS,
R/AT NO 9, 11TH CROSS,
CHINNAPPA GARDEN, BENSON TOWN POST,
BANGALORE – 560 046.

...RESPONDENT

(BY SMT.NAGARATHNA.R., ADVOCATE FOR
SRI.SHEKAR.L.,ADVOCATE)

THIS WRIT APPEAL FILED U/S 4 OF THE KARNATAKA
HIGH COURT ACT PRAYING TO ALLOW THIS APPEAL AND SET
ASIDE THE ORDER DATED 9.9.2024 PASSED IN WP No.
39626/2016 AND WP 57104/2016 IN THE INTEREST OF
JUSTICE AND EQUITY.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY,
JUDGMENT WAS DELIVERED THEREIN AS UNDER:

Digitally
signed by
MALA K N
Location:
High Court
of Karnataka



CNR: KAHC010320292025

CORAM: HON'BLE MR. JUSTICE D K SINGH
AND
HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE D K SINGH)

The present Intra Court Appeal has been filed impugning the judgment and order dated 09.09.2024 passed by the Writ Court in W.P.No.39626/2016 connected with W.P.No.57104/2016.

2. The appeal has been filed with the enormous delay of 207 days for which, an application has been filed to condone the delay. Normally, we would not have condoned the delay but the fact remain that the parties have settled the dispute and have presented joint memo for disposing of the Appeal in terms of the joint memo.

3. Smt. Manavi, Law Officer of Bengaluru Metropolitan Transport Corporation (hereinafter referred to as 'BMTC' for short) is present in the Court. Learned counsel for the appellant Smt. H.R. Renuka submits that she is authorised to enter into compromise, sign and verify the pleadings etc., on behalf of BMTC.



CNR: KAHC010320292025

4. Smt. Manavi, Law Officer of BMTC submits that the Corporation would abide by the terms of the compromise as mentioned in the joint memo.

5. Sri. Venkatesh B., respondent is present in person who has been identified by his learned counsel Smt. Nagarathna and he also submits that he has entered into compromise without any coercion, undue influence and of his free will to settle all his claims, entitlement etc., against the appellant.

6. Considering the aforesaid settlement and understand of parties we dispose of this appeal in terms of the joint memo which would read as under:

"JOINT MEMO

The parties to the proceedings have agreed to settle the case as under consequently the award of the labour court, Bangalore dated 28.8.2015 in Ref No 4/2014 and the order of the learned single judge in WP No 57104/2016 C/w WP No 39626/2016 may kindly be modified as under:

- 1. The award passed in Ref 4/14 to the extent of reinstatement with continuity of service is confirmed. Consequential benefits denied from the date of acceptance of resignation i.e, 08/03/2010 till the date of reinstatement as per interim order on 27/01/2017.*



**NC: 2026:KHC:45162-DB
WA No. 811 of 2025**

CNR: KAHC010320292025

2. *The respondent is entitled for continuity of service and consequential benefits only for notional fixation from the date of reinstatement as per interim order dated 27/01/2017 till the date of superannuation only for the purpose of determining and payment of terminal benefits such gratuity, EL. The respondent agrees to receive the gratuity amount with 5.4% interest.*
3. *The respondent is not entitled for arrears/difference of wages for the period between date of reinstatement as per interim order on 27/01/2017 till his retirement i.e, 30/4/2024. "*

7. Parties are directed to abide by the terms and conditions of the joint memo.

8. In terms of the joint memo, the respondent shall be paid his dues within a period of 8 weeks from today.

Interlocutory applications, pending if any, stand disposed of.

**Sd/-
(D K SINGH)
JUDGE**

**Sd/-
(H.SHANTHI BHUSHAN)
JUDGE**