



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 14TH DAY OF JANUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD

WRIT PETITION NO. 19371 OF 2023 (S-RES)

BETWEEN:

SRI B R VENUGOPAL
S/O LATE B M RAMAPPA
AGED ABOUT 56 YEARS
NO.632, 2ND CROSS, 2ND MAIN
BEML LAYOUT, 3RD STAGE
RAJARAJESHWARI NAGAR
BENGALURU-560098

...PETITIONER

(BY SRI. SOMASHEKHARAIH R P., ADVOCATE)

AND:

1. THE COMMISSIONER
BHRUHATH BENGALURU MANANAGARA PALIKE
NR SQUARE, BENGALURU-560002.

2. THE DEPUTY COMMISSIONER
ADMINISTRATION
BHRUHATH BENGALURU MANANAGARA PALIKE
NR SQUARE, BENGALURU-560002.

...RESPONDENTS

(BY SRI. SANJEEV B L., ADVOCATE FOR R1 & R2)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226
AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO
QUASH THE ENDORSEMENT DATED: 15.07.2023 IN NUMBER
B12(1G)PR/22/2023-24 ISSUED BY THE RESPONDENT UNDER
ANNEXURE-J AND ETC.

Digitally signed by
MALATHI CHALUVA
IYENGAR

Location: HIGH
COURT OF
KARNATAKA



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

CORAM: HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD

ORAL ORDER

This writ petition is filed under Articles 226 and 227 of the Constitution of India, challenging the endorsement dated 15.07.2023 issued by respondent No.2 (vide Annexure-J), whereby the request of the petitioner for regularization of his service with effect from 06.02.1995 has been rejected.

2. The case of the petitioner is that he was appointed in the Corporation as a daily wage employee on 25.07.1983. Thereafter, he was removed from service pursuant to the order dated 23.12.1985. Aggrieved by the same, he approached this Court by filing C.P.No.79/1993. This Court, by order dated 18.03.1993, passed the following order:

"3. The contention of the petitioners is that they are being employed by the respondent Corporation on daily wages basis and their services



may be regularized on the basis of the decision of the Supreme Court in the DHARWAD DISTRICT P.W.D. LITERATE DAILY WAGES EMPLOYEES' ASSOCIATION AND OTHERS VS. STATE OF KARNATAKA (AIR 1990 S.C. 883) and the consequent Government Orders directing the authorities concerned to give effect to the directions of the Supreme Court.

In the circumstances, the respondents are directed to consider the cases of petitioners also if they are entitled to the benefit of either the decision of the Supreme Court cited supra or the Circular issued by the Government for regularization within a period of three months from today."

3. In spite of the aforesaid directions, as the petitioner was not taken back to duty, he filed a contempt petition in C.C.C. No.1017/1994. Thereafter, he was reinstated into service on 06.02.1995, as evidenced by Annexure-A. His service was subsequently regularized by order dated 17.01.2006 (vide Annexure-B).

4. The case of the petitioner is that he is entitled to regularization of his service with effect from 06.02.1995,



hence, he submitted a representation dated 18.03.2022 vide Annexure-H to the respondents. As the said representation was not considered, the petitioner approached this Court by filing W.P.No.1153/2022. This Court, by order dated 01.03.2023, directed the respondents to consider the representation submitted by the petitioner, in accordance with law.

5. Thereafter, the second respondent issued the impugned endorsement vide Annexure-J, rejecting the request of the petitioner. While issuing the endorsement at Annexure-J, the respondent failed to consider the order passed by this Court in C.P.No.79/1993, disposed of on 18.03.1993. Therefore, the matter requires to be remitted back to the respondents for fresh reconsideration.

6. Accordingly, the following order is passed:

(i) The writ petition is allowed.



- (ii) The endorsement dated 15.07.2023 issued by respondent No.2 vide Annexure-J is quashed.
- (iii) The respondents are directed to reconsider the representation submitted by the petitioner dated 18.03.2022 (vide Annexure-H), in accordance with law, keeping in view of the earlier order passed by this Court in C.P.No.79/1993, disposed of on 18.03.1993, within three months from date of receipt of a copy of this order.

Sd/-
(H.T. NARENDRA PRASAD)
JUDGE

CM
LIST NO.: 1 SL NO.: 36