



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 17TH DAY OF FEBRUARY, 2026

BEFORE

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

WRIT PETITION NO. 23009 OF 2021 (S-REG)

BETWEEN:

1. DR MADHUKAR B S
S/O SHIVANNA B S
AGED ABOUT 40 YEARS
AYUSH MEDICAL OFFICER
GENERAL HOSPITAL TURUVEKERE
TUMKUR DISTRICT - 572 215.
2. DR ABHISHEK N
S/O S NAGAPPA
AGED ABOUT 42 YEARS
AYUSH MEDICAL OFFICER
PRIMARY HEALTH CENTER
HORAKERE DEVARAPURA
HOLALKERE TALUK
CHITRADURGA DISTRICT - 577 557.
3. DR RAJU LAMANI
S/O SHANKAR LAMANI
AGED ABOUT 41 YEARS
AYUSH MEDICAL OFFICER
PRIMARY HEALTH CENTER
NANDAGUDI, HOSAKOTE TALUK
BENGALURU RURAL - 562 122.
4. DR ABDUR RAHAMAN H
S/O HAFIZUR RAHAMAN
AGED ABOUT 39 YEARS
AYUSH MEDICAL OFFICER (UNANI)
PRIMARY HEALTH CENTER
KODIGENAHALLI, MADHUGIRI TALUK
TUMKUR DISTRICT - 572 127
5. DR VIJAYAKUMAR K
S/O VASUDEV BADIGER

Digitally signed by
MALATHI
CHALUVA IYENGAR
Location: HIGH
COURT OF
KARNATAKA



AGED ABOUT 42 YEARS
AYUSH MEDICAL OFFICER
TALUK HOSPITAL, SIDLAGATTA
CHIKKABALLAPURA DISTRICT - 572 105

6. DR SADASHIVANANDAGOUDA PATIL
S/O DEVANAGOUDA PATIL
AGED ABOUT 39 YEARS
AYUSH MEDICAL OFFICER
CHC BIDADI, RAMANAGARA DISTRICT - 562 109
7. DR PRADHEEPKUMAR T M
S/O LATE MAHESHWARAPPA
AGED ABOUT 44 YEARS
AYUSH MEDICAL OFFICER
PRIMARY HEALTH CENTER
LINGADHALLI TARIKERE TALUK
CHIKKAMAGALURU DISTRICT - 577 129.
8. DR MANJUNATHA MANNAMMANAVAR
S/O GUDDAPPA
AGED ABOUT 45 YEARS
AYUSH MEDICAL OFFICER
PRIMARY HEALTH CENTER
AREMALLAPURA, RANEBENNUR TALUK
HAVERI DISTRICT - 581 115.
9. DR B A RAMESH
S/O R ANAND
AGED ABOUT 44 YEARS
AYUSH MEDICAL OFFICER
PRIMARY HEALTH CENTER
LOKIKERE, DAVANAGERE TALUK
DAVANAGERE DISTRICT - 577 002.

...PETITIONERS

(BY SRI. SAGAR B B., ADVOCATE)

AND:

1. UNION OF INDIA
REP. BY ITS SECRETARY GOVERNMENT
HEALTH AND FAMILY WELFARE DEPARTMENT
A-WING, IP EXTENSION, DELHI SECRETARIAT
DELHI - 110 002.



2. THE DIRECTOR
NATIONAL RURAL HEALTH MISSION
DIRECTORATE OF HEALTH AND FW SERVICES
1ST OF THE CONTROL ROOM
ANAND RAO CIRCLE, BANGALORE - 560 009.
3. STATE OF KARNATAKA
REP. BY ITS SECRETARY TO GOVERNMENT (H & FW)
HEALTH AND FAMILY WELFARE DEPARTMENT
(1/C) ROOM NO.105, 1ST FLOOR
VIKAS SOUDHA,BANGALORE - 560 001.
4. THE UNDER SECRETARY TO GOVERNMENT
HEALTH AND FAMILY WELFARE DEPARTMENT KARNATAKA
DIRECTORATE OF HEALTH AND FAMILY WELFARE SERVICES,
ANANDA RAO CIRCLE
BANGALORE - 560009
5. THE DIRECTOR OF AYUSH
GOVERNMENT OF KARNATAKA
DHANVANTHIR ROAD
BENGALURU 560009

...RESPONDENTS

(BY SMT. SWATI L KAMAT, CGC. FOR R1:
SRI REUBEN JACOB, AAG. ALONG WITH
SRI SPOORTHY HEGDE N, HCGP FOR R2 TO R5)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF CERTIORARI FOR QUASHING THE IMPUGNED ENDORSEMENT DATED 18.03.2019 BEARING NO: AKUKA 20 FPS 2018 PASSED BY THE R4 VIDE ANNEXURE-K IN THE INTEREST OF JUSTICE AND EQUITY AND ETC.

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

1. In this writ petition, the petitioners have sought for the following reliefs:

i. Issue a Writ of Certiorari for quashing the impugned endorsement dated 18.03.2019 bearing No AKUKA 20 FPS 2018 issued by 4th respondent vide Annexure-K in the interest of justice and equity.

ii Issue a Writ of Mandamus directing the respondents to regularize the services of the petitioners as AYUSH Medical Officers under the Respondent authority in the interest of justice and equity.

iii. Pass such other orders as this Honorable Court may deem fit in view of the facts and circumstances of the case including the award of costs in the interest of justice and equity.

2. The case of the petitioners is that the petitioners were appointed as AYUSH Doctors at different Public Health Centers during the year 2007 and 2008 on contract basis as against clear sanctioned posts. According to them, despite completion of more than ten years of service, their services have not been regularized. It is further contended that their Association, namely, the Karnataka State Contract Basis Staff Nurses Association (for short 'the Association'), had filed W.P. Nos. 32913-32914/2017 and



connected matters. This Court, by order dated 23.08.2018, directed the petitioners therein to submit a comprehensive representation seeking relief from the respondents and further directed the respondents to consider the same in accordance with law. Pursuant thereto, the 4th respondent passed the impugned endorsement dated 18.03.2019, produced at Annexure-K, rejecting the claim of the petitioners. Being aggrieved by the same, the present writ petition is filed.

3. Learned Additional Advocate General submits that earlier a representation was submitted by the Association and, upon consideration of the same, the impugned endorsement at Annexure-K came to be passed. It is further submitted that the petitioners have now submitted individual representations, produced at Annexure-L series. He submits that if reasonable time is granted, the said representations will be considered in accordance with law and appropriate orders will be passed, without being



influenced by any observations made in the impugned order dated 18.03.2019 at Annexure-K.

4. In view of the above submission, and without expressing any opinion on the merits of the case, the writ petition is disposed of.

5. Respondent No.2 is directed to consider the representations submitted by the petitioners, produced at Annexure-L series, in accordance with law, within a period of three months from the date of receipt of a certified copy of this order, without being influenced by the impugned order dated 18.03.2019 passed by respondent No.4 at Annexure-K, and also keeping in view the judgments rendered by this Court as well as by the Hon'ble Apex Court in respect of similar issues.

6. It is made clear that till consideration of such representations of the petitioners, the respondents are directed not to relieve the petitioners from service.

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

DM