



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF APRIL, 2026

BEFORE

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

WRIT PETITION NO. 24643 OF 2025 (S-PRO)

BETWEEN:

DR. BABITHA B.M,
ASSOCIATE PROFESSOR,
AGED ABOUT 58 YEARS
SSMRV COLLEGE, NO.17, 26TH MAIN,
36TH CROSS, 4TH T BLOCK,
JAYANAGAR, BENGALURU - 560 041
KARNATAKA.

...PETITIONER

(BY SRI. N.S. SRIRAJ GOWDA, ADVOCATE)

AND:

1. STATE OF KARNATAKA
DEPARTMENT OF HIGHER EDUCATION,
6TH FLOOR, M.S. BUILDING,
BENGALURU - 560 001,
REPRESENTED BY ITS CHIEF SECRETARY.
2. THE COMMISSIONER
THE DEPARTMENT OF COLLEGIATE EDUCATION,
UNNATHA SHIKSHANA SOUDHA,
SESHADRI ROAD, BENGALURU - 560 001.
3. THE JOINT DIRECTOR,
(REGIONAL OFFICE)
THE DEPARTMENT OF COLLEGIATE EDUCATION,
KALIDASA ROAD,
BENGALURU - 560 009.



4. RASHTRIYA SIKSHANA SAMITHI TRUST
(NON PROFIT CHARITABLE
TRUST MANAGING RASHTREEYA
VIDYALA (RV) EDUCATIONAL INSTITUTION)
RV TEACHERS COLLEGE BUILDING,
15, ASHOKA PILLAR ROAD,
2ND BLOCK, JAYANAGAR,
BENGALURU - 560 011
REPRESENTED BY ITS SECRETARY.
5. SSMRV COLLEGE
17, 36TH CROSS, 26TH MAIN,
4TH T BLOCK, JAYANAGAR,
BENGALURU - 560 041
REPRESENTED BY ITS PRINCIPAL.

...RESPONDENTS

(BY SRI. SPOORTHY HEGDE, AGA FOR R1 TO R3;
SRI. SOMASHEKAR, ADVOCATE FOR R4 AND R5)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECTING THE R4 AND R5 TO ISSUE AND ORDER, FOR PROMOTION OF THE PETITIONER UNDER THE CAREER ADVANCEMENT SCHEME-PLACEMENT FROM ASSOCIATE PROFESSOR TO PROFESSOR, FORTHWITH, BY CONSIDERING THE REPRESENTATION ISSUED BY THE PETITIONER, ON 30.06.2025 (ANNEXURE-N).

THIS PETITION, COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP, 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:

"1) Issue a writ of mandamus or any other writ as this Hon'ble Court may deem fit, by directing Respondent Nos.4 and 5 to issue an order, for promotion of the Petitioner, under the Career Advancement Scheme-Placement from Associate Professor to Professor, forthwith, by considering the representation issued by the Petitioner, on 30.06.2025. (Annexure N)

2) Pass any further order or orders as this Hon'ble Court may deem 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 and 5 and perused the material on record.

3. A perusal of the material on record will indicate that on 09.02.2020, respondent passed the following resolution vide Annexure G.

*"RV EDUCATIONAL INSTITUTIONS
Rashtreeya Sikshana Samithi Trust*

Extract of the proceedings of the meeting of the Board of Trustees of Rashtreeya Sikhana Samithi Trust held on 9 February 2020,

Sub No.382 :-



To peruse the Operational Orders No. DCE/Rob/int-1/Backlog info./230/2017-28 dated 27.01.2020 received from Regional Joint Director of Collegiate Education, Dept. of Collegiate Education, Govt. of Karnataka addressed to the Principal, NMKRV College for Women, informing that if the Teaching & Non-Teaching backlog vacancies are not filled within 2 months, action will be taken by them to withdraw the salary of the Principal.

Further, a decision is to be taken by KSST whether to fill up the vacancies or not (copies of the letters received from Govt. and translation of the same are enclosed)

Resolution:-

The Trustees perused the Operational Orders received from Joint Director of Collegiate Education, Regional Office, Bengaluru, addressed to the Principal, NMKRV College for Women, with regard to the action to be taken to fill up the vacancies of Teaching & Non Teaching Backlog posts.

The Hon. Secretary appraised the Members of the present status of Aided Institutions specially our Degree Colleges viz. NMKRV College for Women and SSMRV Degree College.

After discussion, the following Resolutions were passed:-

1) It was resolved to surrender all existing vacant but approved aided posts in our NMKRV College for Women and SSMRV Degree College as also to surrender approved aided posts as and when arises owing to death/resignation/voluntary retirement/superannuation etc.

2) Further it was resolved to request the Department of Collegiate Education to transfer the existing vacant but approved aided posts to any other needy colleges as also to transfer approved aided posts to other needy college as and when vacancy arises owing to death/resignation/voluntary retirement/superannuation, etc., in respect of our Degree Colleges viz. NMKRV College for Women, III Block, Jayanagar and SSMRV Degree College, IV T' Block, Jayanagar, Bengaluru.

The Hon. Secretary was authorised to inform the Department accordingly.



Hon. Secretary
Rashtreeya Sikshana Samithi Trust
II Block, Jayanagar, Bengaluru -560011"

4. Subsequently, vide Annexure J, respondent promoted four persons to the respective posts as can be seen from the said proceedings which are as under:

"RV Educational Institutions

SIVANANDA SARMA MEMORIAL RV COLLEGE

UG, PG PROGRAMMES AND RESEARCH CENTRE

Affiliated to Bengaluru Central University

Accredited by NAAC with 'A' Grade

RANKED AMONG TOP 5 COLLEGES IN INDIA

India Today -MDRA Survey 2018, 2019

ದಿನಾಂಕ: 20.08.2020

ಕಛೇರಿ ನಡಾವಳಿಗಳು

ವಿಷಯ: ನಮ್ಮ ಕಾಲೇಜಿನಲ್ಲಿ ಕಾರ್ಯನಿರ್ವಹಿಸುತ್ತಿರುವ ಶ್ರೀ.ಡಿ.
ವಿಜಯಕುಮಾರ್. ಸಸ್ಯಶಾಸ್ತ್ರ ಉಪನ್ಯಾಸಕರಿಗೆ ಎ.ಜಿ.ಪಿ. ರೂ.
8000/- ದಿಂದ ರೂ 9000/- ಕ್ಕೆ ಉನ್ನತೀಕರಿಸಿ ಮಂಜೂರಾತಿ
ನೀಡುವ ಬಗ್ಗೆ

* * *

ಮೇಲ್ಕಂಡ ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ ನಮ್ಮ ಕಾಲೇಜಿನಲ್ಲಿ ಕಾರ್ಯ
ನಿರ್ವಹಿಸುತ್ತಿರುವ ಶ್ರೀ. ವಿಜಯಕುಮಾರ್.ಡಿ. ಸಸ್ಯಶಾಸ್ತ್ರ ಸಹಾಯಕ ಪ್ರಾಧ್ಯಾಪಕರು
ಇವರು ಯುಜಿಸಿ ವೇತನ ಶ್ರೇಣಿಯಲ್ಲಿ ಎ.ಜಿ.ಪಿ. ರೂ. 8000/- ದಿಂದ 9000/-ಕ್ಕೆ
ಉನ್ನತೀಕರಿಸಿ ಮಂಜೂರಾತಿ ನೀಡುವಂತೆ ಪ್ರಸ್ತಾವನೆಯಲ್ಲಿ ಸಲ್ಲಿಸಿರುತ್ತಾರೆ. ಇವರ
ಶೈಕ್ಷಣಿಕ ಸಾಧನೆ ಮತ್ತು ಸೇವೆಯನ್ನು ಪರಿಗಣಿಸಿ ಎಲ್ಲಾ ದಾಖಲೆಗಳನ್ನು ಪರಿಶೀಲಿಸಿ



ಯುಜಿಸಿ ನಿಯಮಾವಳಿಯ ಪ್ರಕಾರ ಎ.ಜಿ.ಪಿ ರೂ. 8000/- ದಿಂದ ರೂ. 9000/- ಹೆಚ್ಚಿಸಲು ದಿನಾಂಕ 13.08.2020 ರಂದು ಪ್ರಾಂಶುಪಾಲರ ಕೋಠೆಯಲ್ಲಿ ಅಪರಾಹ್ನ 3.30 ಗಂಟೆಗೆ ಸಭೆ ಸೇರಿ ಶ್ರೀ ವಿಜಯಕುಮಾರ್.ಡಿ. ಸದರಿ ಉಪನ್ಯಾಸಕರಿಗೆ ಎ.ಜಿ.ಪಿ. ರೂ. 8000/- ದಿಂದ ರೂ. 9000/- ಉನ್ನತೀಕರಿಸಲು ಸರ್ವಾನುಮತದಿಂದ ಪರಾಮರ್ಶಿಸಿ ಕೆಳಗೆ ಸಹಿಮಾಡಿ ಸರ್ವಾನುಮತದಿಂದ ಶಿಫಾರಸ್ಸುಮಾಡಿರುತ್ತೇವೆ.

ತತ್ಸಂಬಂಧವಾಗಿ ಆಡಳಿತ ಮಂಡಳಿಯ ಕಾರ್ಯದರ್ಶಿಯವರು ಸಹ ಶಿಫಾರಸ್ಸು ಮಾಡಲಾಗಿದೆ.

Sl.No.	Name	Designation	Signature with Seal
1.	Dr. R.K. Ramesh Babu	Joint Director Collegiate Education Sheshadri Road, Bengaluru	
2.	Dr. Maya.C. Department of Botany, Jnanabharathi	University Nominee Bangalore University Bengaluru	
3.	Smt. Jagadhamba Associate Professor	National College Basavanagudi Bengaluru	
4.	Dr. S. Anil Kumar Principal	SSMRV College Jayanagar, Bengaluru	

IV SUMMARY OF API SCORE FOR THE YEAR 2012-13, 2013-14, 2014-15

Sl. No	Criteria	Academic year				Total API Score for assessment period	API Score allotted by college level committee	Remarks
		Self Appraisal for previous period	API Scoring					
			2012-13	2013-14	2014-15			
1.	Teaching learning and Evaluation Related Activities		120	125	120	365	342	



	Total Max.Score-50 Min.Scores required-75							
2.	Co curricular Extension, Professional Development Total Max. Score-50 Min Scores required 15		35	30	35	100	102	
3	Research and Academic Contribution For stage 1 to 2 min.5/year For stage 2 to 3 min.10/year For stage 3 to 4 min.15/year		30	30	30	90	92	

Enclose list of essential documents: (only one set)
I certify that the information provided is correct

Signature of the faculty with seal

I certify that the information provided is correct as per the records available with the college and / or documents enclosed along with the duly filed PBAS proforma."

5. It is the grievance of the petitioner that despite being similarly/identically situated to the aforesaid four persons and submission of representation at Annexure - N dated 30.06.2025, respondents have rejected the representation only on the ground that the petition in WP.29007/2023 is pending before this Court. In this context, learned counsel would point out that said WP.29007/2023 has been disposed of by this Court vide order dated 06.03.2026 and as such, there is no impediment for the respondents to reconsider the representation at Annexure - N



submitted by the petitioner in the light of Annexures - H and J as expeditiously as possible.

6. Per contra, learned counsel for the respondent submit that the petitioner is not in employment with the respondent from 05.03.2025 and as such, she is not entitled for any relief in the present petition.

7. As rightly contended by the learned counsel for the petitioner, a perusal of the communication at Annexure - P dated 16.07.2025 will indicate that the sole ground on which respondent have refused to consider request of the petitioner for promotion under Carrier Advancement Scheme – Placement from Associate Professor to Professor is by referring to the pendency of WP.29007/2023 before this Court. However, having regard to the undisputed fact as borne out from the material on record that the aforesaid WP.29007/2023 stood disposed of as on 06.03.2026, I am of the view that there is no impediment for the respondent to reconsider the representation at Annexure N dated 30.06.2025 submitted by the petitioner in the light of Annexures - H and J and in accordance with law within the stipulated time frame.



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

ORDER

- (i) Petition is hereby ***allowed***.
- (ii) The copy of the reply dated 16.07.2025 issued by respondent No.5 to the representation dated 30.06.2025 issued by the petitioner at Annexure-P is hereby quashed.
- (iii) Respondents are directed to re-consider the representation at Annexure-N dated 30.06.2025 and take appropriate decision / pass appropriate orders in accordance with law bearing in mind Annexures H and J referred to *supra* within a period of two weeks from the date of receipt of copy of this order.
- (iv) Liberty is reserved in favour of the petitioner to avail such remedy as available in law including approaching this Court subsequently upon the respondents taking appropriate decision/passing appropriate order as stated *supra*.

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