



CNR: KAHC010556302026

NC: 2026:KHC:45473-DB
WP No. 25006 of 2026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF AUGUST, 2026

PRESENT

THE HON'BLE MR. JUSTICE R DEVDAS

AND

THE HON'BLE DR. JUSTICE K.MANMADHA RAO

WRIT PETITION NO. 25006 OF 2026 (S-KSAT)

BETWEEN:

SRI VEERENDRA PATIL
S/O ANNARAO PATIL
AGED ABOUT 54 YEARS
WAS WORKING AS
ASSISTANT COMMISSIONER OF
COMMERCIAL TAXES (VIGILANCE-4)
OFFICE OF THE JOINT COMMISSIONER
OF COMMERCIAL TAXES (VIGILANCE)
KORAMANAGALA, BANGALORE-560 047
NOW UNDER AN ORDER OF SUSPENSION
RESIDING AT NO.1174, 20TH MAIN
20TH B CROSS, A BLOCK
SAHAKARA NAGAR, BANGALORE-560 092.

...PETITIONER

(BY SRI SATISH K., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
DEPARTMENT OF FINANCE
(COMMERCIAL TAX - 2 AND COORDINATION)
REPRESENTED BY ITS PRINCIPAL SECRETARY
VIDHANA SOUDHA, BANGALORE-560 001.
2. THE COMMISSIONER
DEPARTMENT OF COMMERCIAL TAXES
(KARNATAKA), VTK-1

Digitally signed
by G
SHREERAKSHA
Location: HIGH
COURT OF
KARNATAKA



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KALIDASA ROAD, GANDHINAGAR
BANGALORE-560 009.

...RESPONDENTS

(BY SRI V. SHIVA REDDY, AGA FOR R1 & R2)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO CALL FOR RECORDS FROM THE HON'BLE KARNATAKA STATE ADMINISTRATIVE TRIBUNAL, BENGALURU IN RESPECT OF THE IMPUGNED ORDER DATED 14/07/2026 PASSED IN APPLICATION NO.1791/2026 (ANNEXURE-A) AND ETC.,

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

CORAM: HON'BLE MR. JUSTICE R DEVDAS
and
HON'BLE DR. JUSTICE K.MANMADHA RAO

ORAL ORDER

(PER: HON'BLE MR. JUSTICE R DEVDAS)

Learned counsel for the petitioner submits that a Co-Ordinate Bench of this Court under similar circumstances noticed that Rule 10(5)(b) of the KCS (CCA) Rules, 1957 prescribes that even after amendment, the period of suspension can continue only for six months and on the expiry of the said date, the suspension is deemed to have been rescinded at the hands of the respondents. Learned counsel for the petitioner prays for similar order.



2. We have perused the order passed by the Co-ordinate Bench in the case of ***Sri.Loknath R. vs. The State of Karnataka and another in W.P.No.22677/2024 dated 12.12.2024*** wherein, the petitioner therein had approached the Karnataka State Administrative Tribunal challenging the order of suspension. Although the application was rejected by the Tribunal, nevertheless before this Court, it was contented that in terms of Rule 10 (5)(b) of the Rules, 1957, the order of suspension is deemed to have been rescinded. The Co-ordinate Bench took note of the judgment of the Hon'ble Apex Court in the case of ***Ajay Kumar Choudhary vs. Union of India***¹ and also noticed that an amendment was brought to the Rules extending the minimum period of suspension from three months to six months. However, even after the expiry of the period of six months, the respondent authorities did not pass any order in terms of the provision.

¹ (2015) 7 SCC 291



3. In the present case too, the petitioner approached the Tribunal challenging the order of suspension dated 12.02.2026 and the application was rejected on 14.07.2026, at the hands of the Tribunal. However, subsequent to the rejection of the application at the hands of the Tribunal, this writ petition has been filed and in this writ petition, the petitioner is seeking the benefit of the Rule which permits deemed revocation of the order of suspension.

4. Learned counsel for the petitioner submits that since the order of suspension is dated 12.02.2026, the period of six months came to an end on 12.08.2026. Further, in terms of the requirement of the Rule, the petitioner has also given a representation on 13.08.2026 seeking postings at the hands of the respondents.

5. Consequently, this petition is ***disposed of*** declaring that the petitioner's suspension dated 12.02.2026 came to an end on the evening of 12.08.2026;



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a direction issues to the respondents to give him posting immediately. Any dispute relating to what should happen to the suspension period, is kept open to workout elsewhere in accordance with law.

**Sd/-
(R DEVDAS)
JUDGE**

**Sd/-
(DR.K.MANMADHA RAO)
JUDGE**

MH/-
List No.: 1 Sl No.: 6