HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 16TH DAY OF APRIL, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

WRIT APPEAL NO. 463 OF 2021 (EDN-RES)

BETWEEN:

1. EMPLOYEES STATE INSURANCE CORPORATION
MEDICAL DIVISION-IV HQRS. OFFICE,
PANCHADEEP BHAVAN, C I G MARG
NEW DELHI-110002.
REPRESENTED BY ITS DIRECTOR GENERAL

2. THE EMPLOYEES STATE INSURANCE COROPRATION
MEDICAL COLLEGE AND PGIMSR
BENGALURU RAJAJINAGAR
BENGALURU
REPRESENTED BY ITS DEAN
RAJAJINAGAR
BENGALURU-10.

…APPELLANTS

(BY SMT. GEETHA DEVI M.P., ADVOCATE)

AND:

1. MS SANJANA OMKAR KOTRE
AGED 25 YEARS
D/O DR OMKAR G KOTRE
R/O NO.414 14TH A MAIN ROAD
I BLOCK III STAGE
BASAVESHWARANAGAR
BENGALURU - 560 040.

Digitally signed by SRIDEVI S
Location: High Court of Karnataka

2. MR MADHUSUDHANA B R
AGED 65 YEARS
S/O RAVINDRA B N
BEEMAGANAPALLI VILLAGE
MARASANAPALLI POST
SRINIVASAPURA TALUK
KOLAR - 563 161.

3. THE STATE OF KARNATAKA
DEPARTMENT OF HEALTH AND FAMILY WELFARE
105, 1ST FLOOR,
SECRETARIAT BUILDING VIKASA SOUDHA
SESHADRI ROAD BENGALURU-560001.
REPRESENTED BY ITS SECRETARY

4. KARNATAKA EXAMINATION AUTHORITY
SAMPIGE ROAD 18TH CROSS
MALLESWARAM
BENGALURU - 560 012.

5. KARNATAKA MEDICAL COUNCIL
70, 2ND FLOOR VAIDYAKEEYA BHAVANA
K R ROAD, H B SAMAJA ROAD CORNER
BASAVANAGUDI BENGALURU - 560 004.
REPRESENTED BY ITS REGISTRAR.

6. RAJIV GANDHI UNIVERSITY OF HEALTH AND SCIENCE
4TH T BLOCK JAYANAGAR BENGALURU - 560 041
REPRESENTED BY ITS REGISTRAR.

7. NATIONAL MEDICAL COMMISSION
(ERSTWHILE MEDICAL COUNCIL OF INDIA)
POCKET 14 SECTOR 8 DWARKA PHASE-1
NEW DELHI - 110 077 REPRESENTED BY ITS
SECRETARY

…RESPONDENTS

(BY SRI. K.S.HARISH, GA, FOR R3;

SMT. RATHNA N. SHIVAYOGIMATH ADV., FOR R5;
R1, R2& R5 SERVED AND UNREPRESENTED.

THIS WRIT APPEAL IS FILED U/S 4 OF THE KARNATAKA HIGH COURT ACT PRAYING TO SET ASIDE THE ORDER DATED 08/02/2021 OF THE LEARNED SINGLE JUDGE IN WP NO.15500/2020 (EDN-RES) ON THE FILE OF THIS HON BLE COURT AND DISMISS THE WRIT PETITION WITH COSTS.

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

CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA

ORAL JUDGMENT

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. None appears for the contesting respondents.

2. For the reasons stated in the affidavit accompanying the application- IA No.1/2021, the same is allowed. The delay of 06 days caused in filing the appeal is condoned.

3. The learned counsel for the parties submit that the issue involved in the present appeal is squarely covered by the decision of this Court in **Writ Appeal No.312 of 2020 [EDN-RES] decided on 06.04.2026.**

4. In view of the above, the present Writ Appeal is allowed and the impugned order is set aside.

5. We also clarify that the operative directions issued in the said **Writ Appeal No.312 of 2020 [EDN-RES] decided on 06.04.2026** shall also be applicable in the present appeal.

6. All pending applications are also disposed of.

Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE

Sd/-
(C.M. POONACHA)
JUDGE

tsn*
List No.: 2 Sl No.: 22.18