NC: 2026:KHC:20993-DB
WA No. 357 of 2020

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. 357 OF 2020 (EDN-RES)

BETWEEN:

1. EMPLOYEES STATE INSURANCE CORPORATION
MEDICAL DIVISION-IV, HEAD QUARTERS OFFICE,
PANCHADEEP BHAVAN, CIG MARG,
NEW DELHI - 110 002,
REPRESENTED BY ITS DIRECTOR GENERAL

2. EMPLOYEES STATE INSURANCE CORPORATION
ESIC MEDICAL, DENTAL AND NURSING COLLEGE,
MINISTRY OF LABOUR AND EMPLOYMENT,
GOVT OF INDIA, RAJAJINAGAR,
BENGALURU - 560 010

…APPELLANTS

(BY SMT. GEETHA DEVI M P, ADVOCATE)

Digitally signed by NIRMALA DEVI
Location: HIGH COURT OF KARNATAKA

AND:

1. DR. BHUVANESHWARI N B
DAUGHTER OF BHAGEERATHA,
AGED ABOUT 29 YEARS,
OCCUPATION: DOCTOR DEPT. OF BIOCHEMISTRY
No.332, SRI SAPTIGIRI NIVASA,
HEMAVATHY EXTENSION,
K.R. PET
MANDYA DISTRICT - 571 426

2. DR PAVAN PUJAR
SON OF KANAKAPPA PUJAR,
AGE 29 YEARS,
OCCUPATION DOCTOR,
DEPARTMENT OF PEDIATRICTS,
NO 167/2, 3RD BLOCK, 13TH MAIN,
RAJAJINAGAR, BENGALURU - 560 010

3. THE STATE OF KARNATAKA
DEPARTMENT OF HEALTH AND FAMILY WELFARE,
105, 1ST FLOOR, SECRETARIAT BUILDING,
VIKASA SOUDHA,
BENGALURU - 560 001,
REPRESENTED BY ITS SECRETARY

4. KARNATAKA EXAMINATION AUTHORITY
SAMPANGI ROAD, 18TH CROSS,
MALLESHWARAM, BENGALURU - 560 012,
REPRESENTED BY ITS EXECUTIVE DIRECTOR

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

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

…RESPONDENTS

(BY SRI. ARAVIND D. UPADHYE, ADVOCATE FOR R2;
SRI. K.S. HARISH G.A., FOR R3;
SMT. RATNA SHIVAYOGIMATH, ADVOCATE FOR R5;

R1,4 AND 6 ARE SERVED & UNREPRESENTED)

THIS WRIT APPEAL IS FILED U/S 4 OF THE KARNATAKA HIGH COURT ACT PRAYING TO SET ASIDE THE ORDER DATED 26/02/2020 THE LEARNED SINGLE JUDGE IN WP NO.41830/2019 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. 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.**

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

4. 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.

5. All pending applications are also disposed of.

Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE

Sd/-
(C.M. POONACHA)
JUDGE

tsn*
List No.: 2 Sl No.:22.8