HC-KAR
NC: 2026:KHC:60356-DB
CCC No. 579 of 2024
CNR: KAHC010321822024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF OCTOBER, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

CIVIL CONTEMPT PETITION NO. 579 OF 2024

BETWEEN:

1. ANAND KUMAR C D
S/O. LATE C. S. DYAVEGOWDA,
AGED ABOUT 51 YEARS,
CHANNAPATANNA,
HASSAN,
PIN CODE-573 201.
IN (W.P.No.24182/2017)

2. SRI. ANIL KUMAR. C. S
S/O. LATE D. SHIVAPPA,
S/O LATE KAMALAMMA
AGED ABOUT 51 YEARS,
WARD NO. 39,
DEVAMMA BADAWANE,
CHANNAPATANA,
HASSAN, PIN CODE-573 201.
IN (W.P.No.24184/2017)

...COMPLAINANTS

(BY SRI. MADHUSUDHAN M N., ADVOCATE)

Digitally signed by VASANTHA KUMARY B K
Location: HIGH COURT OF KARNATAKA

AND:

1. SRI.DAYANANDA.K.A
THE COMMISSIONER
KARNATAKA HOUSING BOARD,
K.G. ROAD, CAUVERY BHAVAN,
BENGALURU,

PIN CODE-560 001.

2. SRI.RAKSHITH GOWDA
THE ASSISTANT EXECUTIVE ENGINEER
KARNATAKA HOUSING BOARD
HASSAN SUB DIVISION,
HASSAN PIN-573 201.

…ACCUSED

THIS CCC IS FILED UNDER SECTION 11 AND 12 OF CONTEMPT OF COURTS ACT, WHEREIN PRAYS THAT THE HON'BLE COURT MAY BE PLEASED TO TAKE CIVIL CONTEMPT OF DISOBEDIENCE OF THE ORDER DATED 28.07.2022 PASSED IN W.P.NO.24182/2021 C/W W.P.NO.24184/2021 AND THEREBY INITIATE CONTEMPT PROCEEDINGS AGAINST THE RESPONDENTS/ACCUSED NO.1 AND 2 AND PUNISH THEM IN ACCORDANCE WITH LAW.

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

CORAM: HON'BLE MR. JUSTICE D K SINGH
and
HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

ORAL ORDER

(PER: HON'BLE MR. JUSTICE D K SINGH)

The present contempt petition has been filed alleging non compliance and wilful disobedience of the order dated 28.07.2022 passed by the writ Court in W.P.Nos.24182/2021 and 24184/2021.

2. While disposing of the aforesaid writ petitions, the Writ Court, in paragraph 3 of its order, made the following observations and issued the following directions:

> *"Having taken note of the grounds urged in the memorandum of writ petitions, the respondent-Board, being an authority under Article 12 of the Constitution of India, ought to consider the representations made by the petitioners, referred to above. The same shall be done by the respondent-Board with an outer limit of three months from the date of receipt of certified copy of this order and communicate the outcome of the same to the petitioners forthwith. It is also made clear that this Court has not expressed any opinion on the merits of the case and the respondent-Board shall independently consider the representations and pass appropriate orders in accordance with law."*

3. Thus, the Writ Court had directed that the respondent-board to consider and decide the representation of the petitioner with an outer limit of three months i.e., by the end of October-2022.

4. In view of Section 20 of the Contempt of Courts Act, 1971 and the law laid down by the Supreme Court in ***Pallav Sheth v. Custodian and Others (2001) 7 SCC 549*** this contempt petition is time barred as the contempt petition

came to be filed on 07.06.2024. Accordingly, the contempt petition is ***dismissed*** being time barred.

Sd/-
(D K SINGH)
JUDGE

Sd/-
(H.SHANTHI BHUSHAN)
JUDGE

RKA
CT:SN
List No.: 2 Sl No.: 2