HC-KAR

NC: 2026:KHC:60447
WP No. 30338 of 2024

CNR: KAHC010617432024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S SUNIL DUTT YADAV

WRIT PETITION NO. 30338 OF 2024 (S-RES)

BETWEEN:

1. SRI H S NARASIMHA MURTHY
   S/O SHESHADRIBHATTA
   AGED ABOUT 74 YEARS
   RETIRED ASSOCIATE PROFESSOR
   P.E.S EVENING COLLEGE,
   M.C ROAD, MANDYA
   PRESENTLY RESIDING AT
   SRINIDHINILAYA, 2ND CROSS,
   BANDIGOWDA LAYOUT,
   MANDYA CITY

2. SRI. D.L. SRIKANTEGOWDA
   S/O D. LINGEGOWDA
   AGED ABOUT 73 YEARS
   RETIRED ASSOCIATE PROFESSOR
   P.E.S EVENING COLLEGE,
   M.C ROAD, MANDYA

   PRESENTLY RESIDING AT MANIGERE VILLAGE,
   MADDUR TALUK, BIDARAHALLI POST
   MANDYA DISTRICT

3. PROF. VIJAYA PREMA KUMARI
   W/O W.S. MABEN
   AGED ABOUT 75 YEARS
   RETIRED ASSOCIATE PROFESSOR

Digitally signed by VIDYA G R
Location: HIGH COURT OF KARNATAKA

P.E.S EVENING COLLEGE, M.C ROAD, MANDYA

PRESENTLY RESIDING AT KV81 (3180)
LOTUS, CANAL ROAD, KUVEMPU NAGAR,
MANDYA-571401

…PETITIONERS

(BY SRI. THYAGARAJA S., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
   REPRESENTED BY ITS PRINCIPAL SECRETARY
   DEPARTMENT OF HIGHER EDUCATION
   M.S. BUILDING,
   DR. AMBEDKAR VEEDHI
   BENGALURU - 560 001

2. THE COMMISSIONER OF COLLEGIATE EDUCATION
   SHESHADRI ROAD,
   BANGALORE - 560 001

3. ACCOUNTANT GENERAL (A AND E)
   IN KARNATAKA, PARK HOUSE,
   PALACE ROAD BENGALURU - 560 001

4. THE REGIONAL JOINT DIRECTOR
   OF COLLEGIATE EDUCATION MYSORE REGION
   MYSORE-570005.

5. THE PRINCIPAL
   PES COLLEGE OF SCIENCE, ARTS AND COMMERCE
   COLLEGE M.C. ROAD
   MANDYA-571401

…RESPONDENTS

(BY SMT. RASHMI RAO, AGA FOR R1 TO R4)

THIS WP IS FILED UNDER ARTICLE 226 AND 227 OF CONSTITUTION OF INDIA PRAYING TO DIRECTING THE RESPONDENTS TO RELEASE AND PAY THE DIFFERENCE OF AMOUNT PAYABLE TO THE PETITIONERS SUCH AS EARNED LEAVE ENCASHMENT, UGC ARREARS AND ALL OTHER BENEFITS IN THE PAY SCALE OF RS.59,280/- TO THE 1ST AND 2ND PETITIONER AND IN SO FAR AS 3RD PETITIONER IS CONCERNED IN THE PAY SCALE OF RS.53,970/- AS PER THE COMMUNICATION LETTER MADE BY THE 4TH RESPONDENT TO THE 3RD RESPONDENT VIDE LETTER BEARING NO.KASHIE/07/TRISOUYO/CR3/2013-14 DATED 08.02.2022 VIDE ANNEXURE-E AND ANOTHER COMMUNICATION LETTER BEARING NO.KASHIE/880/TRISOUYO/CR3/2020-21 DATED 08.02.2022 VIDE ANNEXURE-G, ISSUED BY THR R2 ALONG WITH INTEREST AT THE RATE OF 12 PERCENT FOR BELATED PAYMENT AND ETC.

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

CORAM: HON'BLE MR. JUSTICE S SUNIL DUTT YADAV

ORAL ORDER

The present petition has been filed seeking for issuance of writ in the nature of *mandamus* to direct the respondents to release and pay the difference of amount

payable to the petitioners, such as earned leave encashment, UGC arrears and all other benefits in the pay scale of Rs.59,280/- to the first and second petitioner and claim of the third petitioner pay scale at Rs.53,970/-. The petitioners seek taking note of the communications by the respondents themselves at Annexures E and G. The petitioners have made out representations at Annexures H, J and K. The representations at Annexures H, J and K are self -explanatory.

2. Taking note of the request for consideration of the representations, respondent No.2 is directed to consider the representations of the petitioners at Annexures H, J and K and dispose of the same by passing appropriate orders within a period of one month from date of receipt of certified copy of the order.

3. During the process of consideration, the respondent is at liberty to call upon the petitioners if so

required to furnish documents or clarifications as may be required.

4. All contentions on merits are kept open.

5. Accordingly, the writ petition is ***disposed of***.

Sd/-
(S SUNIL DUTT YADAV)
JUDGE

SKS