

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF APRIL 2019

PRESENT

THE HON'BLE MR. JUSTICE B.VEERAPPA

AND

THE HON'BLE MR. JUSTICE R.DEVDAS

WRIT APPEAL NOS.1275/2019 & 1278-1284/2019 (S-RES)

BETWEEN:

BANGALORE UNIVERSITY
JNANABHARATHI CAMPUS
BENGALURU-560056
REP. BY ITS REGISTRAR

... APPELLANT

(BY SRI T P RAJENDRA KUMAR SUNGAY, ADVOCATE)

AND:

1. PRAKASH M K
S/O M.N.KRISHNAMURTHY
AGED ABOUT 57 YEARS
COMPOSITOR
BU PRINTING PRESS
R/AT F-1, BENGALURU UNIVERSITY
CLASS-3 EMPLOYEES QUARTERS
JNANABHARATHI
BENGALURU -560 056

2. S LAKSHMANA
S/O SAMPANGIRAMAIAH
AGED ABOUT 59 YEARS
COMPOSITOR
BU PRINTING PRESS
R/AT NO.18, KSRTC LAYOUT
UTTARAHALLI MAIN ROAD

CHIKKALASANDRA
BANGALORE-560061

3. R.KASHIVISHWANATHA
S/O T RAMAIAH
AGED ABOUT 59 YEARS
COMPOSITOR
BU PRINTING PRESS
R/AT NO.105/17, II CROSS
VINAYAKANAGAR
MYSORE ROAD
BANGALORE-560026
4. SIDDALINGAIAH G
S/O GANGANNA
AGED ABOUT 58 YEARS
COMPOSITOR
BU PRINTING PRESS
R/AT NO.66, 7TH CROSS
J C NAGAR, MAHALAKSHMIPURA
BANGALORE-560086
5. S LINGARAJU
S/O SIDDAPPA
AGED ABOUT 57 YEARS
COMPOSITOR
BU PRINTING PRESS
R/AT F-4, BANGALORE UNIVERSITY
CLASS-3, EMPLOYEES QUARTERS
JNANABHARATHI
BANGALORE-560056
6. B V RAMESH
S/O B VENKATARAMAPPA
AGED ABOUT 66 YEARS
COMPOSITOR
BU PRINTING PRESS
R/AT NO.544, II CROSS
L G RAMANNA LAYOUT
LAGGERE, BANGALORE-560058
7. THONTARADYA
S/O SWANGARADYA

AGED ABOUT 54 YEARS
BINDER
BU PRINTING PRESS
R/AT NO.26, P CROSS
I MAIN ROAD, B GUDDADAHALLI
MYSORE ROAD
BANGALORE-560026

8. KANTHARAJU G
S/O GUNDAPPA
AGED ABOUT 56 YEARS
BINDER
BU PRINTING PRESS
R/AT BADEKATTE VILLAGE
KAGGALIPURA POST
UTTARAHALLI
BANGALORE-560062

9. STATE OF KARNATAKA
REP.BY ITS PRL SECRETARY
DEPT. OF EDUCATION
M S BUILDING , DR.AMBEDKAR VEEDHI
BANGALORE-560001 ... RESPONDENTS

(BY DR. S.V.GIRI KUMAR, AGA FOR R-9)

THESE WRIT APPEALS ARE FILED U/S 4 OF THE KARNATAKA HIGH COURT ACT PRAYING TO SET ASIDE THE IMPUGNED ORDER DATED 04.09.2018 PASSED IN W.P.NOS.46198-205/2013(S) BY THE LEARNED SINGLE JUDGE OF THIS HON'BLE COURT ONLY INSOFAR AS THE DIRECTION TO THE APPELLANT-UNIVERSITY WHICH STATES 'TAKING INTO CONSIDERATION EXTENSION OF SIMILAR BENEFITS TO OTHERS AS AFORESAID" MADE IN PARAGRAPH 6 OF THE IMPUGNED ORDER.

THESE WRIT APPEALS COMING ON FOR PRELIMINARY HEARING, THIS DAY, **B.VEERAPPA J.**, DELIVERED THE FOLLOWING:

JUDGMENT

- 1.** These intra court appeals are preferred by the Bangalore University against the order dated 04.09.2018 passed in W.P.Nos.46198-46205/2013 whereby the learned Single Judge of this Court has permitted respondent nos.1 to 8 herein to make a representation afresh to the appellant and on such representation being made, the appellant-University is directed to consider the same and pass appropriate orders taking into consideration extension of similar benefit to others as stated in para 5 therein with regard to the order passed in W.P.No.8300/2002 which was confirmed in W.A.No.713/2007.
- 2.** Sri T.P.Rajendra Kumar Sungay, learned counsel for the appellant submits that in pursuance of the order passed by the learned Single Judge, the appellant-University has issued an endorsement dated 08.04.2019 which is produced along with a memo filed in Court today. Hence, the appeals filed against the impugned order have become infructuous. Accordingly, the writ appeals are disposed of as having become infructuous.

3. Respondent nos.1 to 8 herein are at liberty to challenge the aforesaid endorsement issued by the University, if need be, in accordance with law.

4. In view of disposal of the appeals, question of considering the delay of 165 days in filing the appeals does not arise; IA.No.2/2019 is disposed of. I.A.No.3/2019 filed for interim stay also stands disposed of.

**Sd/-
JUDGE**

**Sd/-
JUDGE**

hkh.