

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 31<sup>ST</sup> DAY OF JULY, 2019

BEFORE

THE HON'BLE MR.JUSTICE G.NARENDAR

WRIT PETITION NO.27380/2019 (S DIS)

BETWEEN

SRI MOHD. SAIFULLA  
S/O MOHD. ABDULLA  
AGED 47 YEARS  
ASSISTANT MASTER  
MYCEMCO COMPOSITE  
PRE-UNIVERSITY COLLEGE  
AMMASANDRA,  
TURUVEKERE TALUK,  
TUMKUR DISTRICT-572 211  
R/AT 15<sup>TH</sup> CROSS,  
P H COLONY, TUMKUR-572101.

... PETITIONER

(BY SRI M.P.SRIKANTH, ADV.)

AND

1. THE SECRETARY TO GOVERNMENT,  
PRIMARY & SECONDARY  
EDUCATION,  
M S BUILDING,  
DR. AMBEDKAR VEEDHI,  
BANGALORE-560 001
2. THE COMMISSIONER OF  
PUBLIC INSTRUCTION,  
NEW PUBLIC OFFICES,  
NRUPATHUNGA ROAD,  
BANGALORE-560 001

3. THE DEPUTY DIRECTOR OF  
PUBLIC INSTRUCTION,  
TUMKUR SOUTH  
TUMKUR-585 355.
4. THE SECRETARY  
MYCEMCO COMPOSITE PU-COLLEGE  
AMMASANDRA -572 211  
TURUVEKERE TALUK,  
TUMKUR DISTRICT-585355.
5. THE PRINCIPAL  
MYCEMCO COMPOSITE PU-COLLEGE,  
AMMASANDRA -572 211  
TURUVEKERE TALUK  
TUMKUR DISTRICT-585355.
6. THE UNIT HEAD  
MYCEM HYDELBERG CEMENT,  
AMMASANDRA -572211,  
MYCEMCO COMPOSITE PU-COLLEGE,  
AMMASANDRA-572 211,  
TURUVEKERE TALUK,  
TUMKUR DISTRICT-585355.

... RESPONDENTS

(BY SRI T.S.MAHANTESH, AGA FOR R1 TO R3,  
NOTICE NOT ORDERED R4 TO R6 V/O DT.31/7/19.)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 &  
227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT  
REINSTATEMENT OF THE PETITIONER AND TO GRANT  
CONTINUITY OF SERVICE AND ALL CONSEQUENTIAL  
RELIEFS ARISING THERE FROM ETC.

THIS WRIT PETITION COMING ON FOR ORDERS THIS  
DAY, THE COURT MADE THE FOLLOWING:

### ORDER

Heard the learned counsel for the petitioner.

Learned Addl. Govt. Advocate accepts notice on behalf of respondent Nos.1 to 3. Notice to other respondents is not ordered in view of the order to be follow:-

2. The petitioner claims to be an Assistant Master in the 4<sup>th</sup> respondent-institution and is calling in question the order of termination and seeking for a direction that he be re-instated and to grant continuity of service. The petitioner is before this court without availing the alternative remedy as provided under Section 131 of the Karnataka Education Act, 1983.

3. In that view of the matter, petition is disposed off by giving liberty to the petitioner to approach the revisionary authority and if such revision is filed within two weeks from today, the same shall be considered and disposed off by the Revisional Authority within 12 weeks thereafter.

Petition stands ***disposed off*** accordingly.

In view of disposal of the writ petition, I.A.1/2019 for amendment of prayer does not survive for consideration and is accordingly disposed off.

No order as to costs.

Sd/-  
JUDGE

Chs\*  
CT-HR