



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 31ST DAY OF MAY, 2023

PRESENT

THE HON'BLE MR. PRASANNA B. VARALE, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE B.VEERAPPA

CCC NO. 254 OF 2023 (CIVIL)

BETWEEN:

PRIYANKA R. PATIL
D/O LATE SUBEDAR RAMESH KHANDAPPA
POLICE PATIL
AGED ABOUT 30 YEARS
RESIDING AT NO. 23
LAKSHMI NARASIMHA NILAYA
T K LAYOUT
MYSORE 570026

...COMPLAINANT

(BY SRI RAGHAVA P, ADVOCATE-ABSENT)

AND:

1. BRIG. M.B. SHASHIDHAR (RETD)
DIRECTOR
DEPARTMENT OF SAINIK WELFARE
AND RESETTLEMENT
NO.58, FD. MARSHAL KM CARIAPPA BHAVAN
FD. MARSHAL KM CARIAPPA ROAD
BENGALURU - 560025

2. DR. J.R. BALASUBRAMANIAM
DEPUTY DIRECTOR
ZILLA SIANIK WELFARE BOARD
DEPARTMENT OF SAINIK WELFARE AND
RESETTLEMENT
NEAR DC's OFFICE, JLB ROAD
MYSURU - 570005

...ACCUSED

(BY SRI SHANTHI BHUSHAN H, DSGI)

Digitally signed
by K P SWETHA
Location: HIGH
COURT OF
KARNATAKA



THIS CCC IS FILED UNDER ARTICLE 215 OF THE CONSTITUTION OF INDIA R/W SECTIONS 11 AND 12 OF THE CONTEMPT OF COURTS ACT, 1971, BY THE COMPLAINANT, WHEREIN SHE PRAYS THAT THE HON'BLE COURT BE PLEASED TO INITIATE CONTEMPT PROCEEDINGS AGAINST THE ACCUSED NOS.1 AND 2 FOR WILLFULLY DISOBEYING THE JUDGEMENT AND DIRECTIONS OF THIS HON'BLE COURT DATED 2.1.2023 PASSED IN THE WP NO.19722/2021 AS PER ANNEXURE-A AND ETC.

THIS CCC COMING ON FOR ORDERS THIS DAY, **CHIEF JUSTICE** MADE THE FOLLOWING:

ORDER

Even on the second call, the learned counsel for the complainant is not present before the Court.

2. This contempt petition is filed alleging that the accused have committed willful disobedience of the order dated 02.01.2023 passed by the learned Single Judge in W.P.No.19722/2021.

3. Being aggrieved by non-issuance of I-Card, the complainant approached this Court by filing the said writ petition. The learned Single Judge allowed the writ petition and as per clause (iii) of the operative portion of the order, directed



the accused to issue I-card to the complainant, if all other parameters are satisfactory within two weeks from the date of receipt of a copy of the order. Further, as per clause (iv), a direction was issued to the Karnataka Examination Authority to consider the case of the complainant under the ex-servicemen quota for the post of Assistant Professor in terms of the notification issued on 26.08.2021 and till such time, a post in the cadre of Assistant Professor in terms of the vacancies notified on 26.08.2021 shall be kept reserved for the complainant.

4. In this contempt petition, no grievance is raised against the Karnataka Examination Authority. The prayer of the complainant is to initiate contempt proceedings against the accused and further direction to them to issue her I-card to claim the benefit of reservation granted to the wards of Ex-Service personnel.

5. Sri Shanthi Bhushan H, the learned Deputy Solicitor General of India appearing for the accused, by inviting our attention to the compliance affidavit dated 18.05.2023 filed through Sri M.B.Shashidhar (retired), working as Director,



Department of Sainik Welfare and Resettlement Office at Bengaluru, submits that pursuant to the order passed by the learned Single Judge, there was a change in the guidelines by way of amendment dated 13.04.2023 regarding issue of I-cards to the dependents of Ex-Service Personnel. He further submits that the anomaly which had prompted the complainant to file the writ petition has now been removed by way of the said amendment. He has also enclosed a copy of the application dated 21.04.2023 submitted by the complainant to the Department of Sainik Welfare and Resettlement as Annexure-R4 and the copy of the I-card issued to the complainant as Annexure-R5 to show that clause (ii) of the order passed by the learned Single Judge is duly complied with. He further submits that on the very next date of the application dated 21.04.2023, I-card was issued to the complainant and the same was accepted by her. There is also an endorsement to that effect in the Register which is signed by the complainant, a copy of which is placed on record as Anenxure-R6. He, therefore, submits that even clause (iii) of the order passed by the learned Single Judge has been duly complied with.



6. Considering all these facts, it can safely be said that the accused have totally complied with the order passed by the learned Single Judge. As such, the grievance raised in the contempt petition no more survives. Therefore, the contempt proceedings are dropped and notice is discharged.

Accordingly, the contempt petition is disposed of.

**Sd/-
CHIEF JUSTICE**

**Sd/-
JUDGE**

KPS
List No.: 1 Sl No.: 15