



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF DECEMBER, 2023

BEFORE

THE HON'BLE MR JUSTICE M.G.S. KAMAL

WRIT PETITION NO. 29200 OF 2023 (S-RES)

BETWEEN:

1. DR. D.T. VENKATESHA,
S/O. LATE D.M. THIMMARAYAPPA,
AGED ABOUT 57 YEARS,
PROFESSOR AND HEAD OF DEPARTMENT OF
MICROBIOLOGY, HIMS,
HASSAN - 573 201,

ALSO AT. NO.268,
MARUTHI TEMPLE ROAD,
CHIKKAHONNENAHALLI,
VIDYANAGAR,
HASSAN - 573202.

...PETITIONER

(BY SRI. SHAH A. NEMICAL, ADVOCATE)

AND:

1. THE ADDITIONAL CHIEF SECRETARY,
SECRETARY TO GOVERNMENT,
MEDICAL EDUCATION DEPARTMENT,
GOVERNMENT OF KARNATAKA,
ROOM NO.610, 6TH FLOOR, 4TH GATE,
M.S. BUILDING,
BENGALURU - 560 001.
2. DEAN-CUM-DIRECTOR,
HASSAN INSTITUTE OF MEDICAL SCIENCES,

Digitally
signed by
SUMA B N
Location:
High Court
of Karnataka



SRI. CHAMARAJENDRA HOSPITAL,
HASSAN - 573 201.

3. DIRECTORATE OF MEDICAL EDUCATION,
BMCRI, OLD BUILDING, 1ST FLOOR,
FORT, K.R. ROAD,
BENGALURU - 560 002.
4. VICE-CHANCELLOR,
RAJIV GANDHI UNIVERSITY OF HEALTH SCIENCES,
4TH "T" BLOCK, JAYANAGAR,
BENGALURU - 560 041.

...RESPONDENTS

(BY SMT. SPOORHY HEGDE, HCGP FOR R1 TO R3)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECT THE R1 TO MODIFY THE ORDER AS PER SENIORITY AND LAWFUL AND ETC.,

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

ORDER

A limited grievance of the petitioner in this petition is that he is the senior most in the cadre and is at Sl.No.2 next to one Dr.B.C.Ravikumar, whose term has ended on 25.12.2023 and that the respondent-State has not considered the request of the petitioner for his seniority and to be posted to the post of the Director which he is otherwise entitled to.



2. Sri Spoorthi Hegde, learned counsel undertaking to appear for respondent No.1 fairly submits that the case of the petitioner will be considered in a time bond manner and if he is found eligible, necessary orders will be passed on his request/representation.

3. Submission is taken on record.

4. Petition is disposed of directing the respondent No.1 to consider the representation at Annexure-F of the petitioner for the post of the Director, as admittedly he is the senior most in the cadre and if he is otherwise found eligible, necessary orders be passed in this regard within an outer limit of four weeks from the date of receipt of a certified copy of this order.

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

**Sd/-
JUDGE**

CH
List No.: 1 Sl No.: 25