



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 21<sup>ST</sup> DAY OF MAY, 2024

PRESENT

THE HON'BLE MR JUSTICE S.R.KRISHNA KUMAR

AND

THE HON'BLE MR JUSTICE RAMACHANDRA D. HUDDAR

WRIT PETITION NO. 13494 OF 2024 (S-KSAT)

**BETWEEN:**

SRI MANJUNATHA D R  
S/O REVANNA  
AGED ABOUT 38 YEARS  
WORKING AS PANCHAYATH DEVELOPMENT OFFICER  
KANEGOWDANAHALLI GRAMA PANCHAYATH  
NELAMANGALA TALUK  
BANGALORE RURAL DISTRICT-562123  
R/AT KANEGOWDANAHALLI VILLAGE  
NELAMANGALA TALUK  
BANGALORE RURAL DISTRICT – 562 123                      ...PETITIONER

(BY SRI.M.S.BHAGWAT, SENIOR COUNSEL FOR  
SRI.SATISH K, ADVOCATE)

**AND:**

1. THE STATE OF KARNATAKA  
REP. BY ITS PRINCIPAL SECRETARY  
DEPARTMENT OF RURAL DEVELOPMENT AND  
PANCHAYATH RAJ  
M S BUILDING  
BANGALORE – 560 001
2. THE COMMISSIONER  
KARNATAKA PANCHAYATH RAJ  
COMMISSIONERATE  
K G ROAD  
BANGALORE – 560 009
3. THE CHIEF EXECUTIVE OFFICER  
ZILLA PANCHAYATH  
BANGALORE RURAL DISTRICT





DEVANAHALLI TALUK  
BANGALORE RURAL DISTRICT – 562 110

...  
RESPONDENTS

(BY SRI.MAHANTESH SHETTAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA 1950, PRAYING TO SET ASIDE THE IMPUGNED ORDER DATED 09/05/2024 PASSED BY THE KARNATAKA STATE ADMINISTRATIVE TRIBUNAL, BANGALORE IN APPLICATION NO.1867/2024 IN SO FAR AS NON-GRANT OF THE INTERIM PRAYER AS SOUGHT FOR (ANNEXURE-A) AND CONSEQUENTLY GRANT THE INTERIM PRAYER AS SOUGHT FOR BY THE PETITIONER (ANNEXURE-B) AND ETC.

THIS PETITION COMING ON FOR ORDERS THIS DAY, **S.R.KRISHNA KUMAR J.**, MADE THE FOLLOWING:

**ORDER**

Heard learned Senior counsel for the petitioner and learned counsel for the respondent and perused the material on record.

2. In this petition, the petitioner seeks for the following reliefs:

*“a) CALL for records from the Hon’ble Karnataka state Administrative Tribunal, Bangalore in respect of the impugned Order dated 09/05/2024 in Application No.1867/2021[ ANNEXURE-A]*

*b) SET ASIDE the impugned order dated 09/05/2024 passed by the Hon’ble Karnataka State Administrative Tribunal, Bangalore in Application No.1867/2024 in so far as non-grant of the interim prayer as sought for [ANNEXURE-A] and CONSEQUENTLY GRANT the interim prayer as sought for by the Petitioner [ANNEXURE-B], in the interest of justice and equity;*



*c) Pass any such other order which this Hon'ble Court deems fit, including the cost of this Writ Petition, in the interest of justice and equity."*

3. Learned Senior counsel for the petitioner submits that in the Application No.1867/2024 filed by the petitioner – applicant before the KSAT, Bangalore, the petitioner had sought for an interim prayer / order of stay of the impugned order dated 02.05.2024 (Annexure – A5) passed by the 3<sup>rd</sup> respondent on the ground that under identical circumstances, the Tribunal had passed an interim order of stay in A.No.5088/2023. It is the grievance of the petitioner that despite the aforesaid facts and circumstances, the KSAT has not passed any interim order in favour of the petitioner who is before this Court by way of the present petition.

4. Though several contentions have been urged by the petitioner in the present petition, it is a matter of record that the Tribunal has not passed any orders on the interim prayer sought for by the petitioner – applicant and has in fact posted the matter for consideration of interim prayer on 28.05.2024. Under these circumstances, without expressing any opinion on the merits / demerits of the contentions urged in the petition, we deem it just and appropriate to dispose of this petition directing the KSAT,



Bangalore to pass appropriate orders on the interim prayer as sought for filed by the petitioner in Application No.1867/2024 on the next date of hearing i.e. on 28.05.2024 in accordance with law.

5. Subject to the aforesaid directions, the petition stands *disposed of.*

**Sd/-  
JUDGE**

**Sd/-  
JUDGE**

DHA  
List No.: 1 SI No.: 51