HC-KAR

NC: 2026:KHC:55306-DB
CCC No. 1309 of 2024

CNR: KAHC010701692024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF OCTOBER, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

CIVIL CONTEMPT PETITION NO. 1309 OF 2024

BETWEEN:

SRI. H. EKANTAPPA,
S/O LATE MALIYAPPA,
AGED ABOUT 78 YEARS,
RETIRED FIRST GRADE REVENUE INSPECTOR,
R/O SRI KANAKA NILAYA, SHANTHINAGARA,
3RD MAIN, 8TH CROSS, RING ROAD,
DAVANAGERE – 577 006.

…COMPLAINANT

(BY SRI. S.Y.RODAGI, ADVOCATE FOR
SRI. RANGANATHA S JOIS., ADVOCATE)

AND:

Digitally signed by MALA K N
Location: HIGH COURT OF KARNATAKA

1. THE STATE OF KARNATAKA
REP. BY ITS ADDITIONAL CHIEF SECRETARY,
URBAN DEVELOPMENT DEPARTMENT
VIKASA SOUDHA,
BENGALURU – 560 001.

…PRO-FORMA RESPONDENT

2. SRI PRABHULINGA KAVALIKATTI, IAS,
DIRECTOR OF MUNICIPAL
ADMINISTRATION IN KARNATAKA
VISHVESHWARAIAH TOWER, VIDHANA VEEDHI,
BANGALORE – 560 001.

…ACCUSED

(BY SRI.BHAIRAV KUTTAIAH, AGA FOR PRO FORMA R1;
A2 SERVED)

CNR: KAHC010701692024

THIS CCC IS FILED UNDER SECTIONS 11 AND 12 OF THE CONTEMPT OF COURTS ACT, 1971 R/W ARTICLE 215 OF THE CONSTITUTION OF INDIA, PRAYING TO INITIATE APPROPRIATE PROCEEDINGS AGAINST THE ACCUSED INCLUDING ACTION OF CONTEMPT FOR HAVING WILLFUL DISOBEYED ORDER DATE 31.07.2024 MADE IN WP NO.25840/2014 VIDE ANNEXURE-C AND PUNISH THEM AND THEREBY CAUSE THE IMPLEMENTATION OF THE ORDER OF THIS HON'BLE COURT.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE D K SINGH
AND
HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

ORAL ORDER

(PER: HON'BLE MR. JUSTICE D K SINGH)

The present contempt petition has been filed alleging willful disobedience and non-compliance of the order dated 31.07.2024 passed by the Writ Court in W.P.No.25840/2014 filed by the complainant. The Writ Court while disposing of the aforesaid Writ Petition had passed the following directions:

> *"In that view of the matter, the writ petition deserves to be disposed off on the following terms:*
>
> *(i) The respondent No.1 is directed to revisit his order dated 13.08.2012 in the light of the orders passed by this Court in W.P.No.23804/2012 and fix the salary of the petitioner by giving effect to promotions and*

increments to which the petitioner is entitled to as per law.

(ii) Consequently, to consider the representation of the petitioner for re-fixation of the pension after re-determining the pay payable to the petitioner.

(iii) This shall be complied by the respondent No.1 within a period of three months from the date of receipt of a copy of this order."

2. In pursuance to the notice issued in contempt petition, a compliance affidavit dated 17.09.2025 has been filed by Sri. Ravindra P.N. IAS, Director, Directorate of Municipal Administration, Government of Karnataka.

3. It has been stated in the affidavit that the complainant retired from Government service on attaining the age of superannuation on 30.06.2004, while serving as a First Division Assistant (FDA) in Group 'C' cadre, in the pay scale of Rs.3,850-7,050. As per Office Memorandum of the Directorate bearing No.POU/SIBBANDI/COURT/ DAAJI/ CR/ 76/ 08-09 dated 15.10.2009, the complainants pay has been re-fixed to include the 10 year time-bound pay increment, the 15 year automatic pay increment, and

the promotion to the post of First Division Assistant and on 01.07.2003 his basic pay was re-fixed at Rs.7,050 + Rs.150 (stagnation increment). Accordingly, at the time of superannuation, the complainant was drawing the basic pay of Rs.7,200/-.

4. In compliance of the order passed by this Court, in W.P.No.23804/2012, the Deputy Director, Treasury Department, Davanagere dated 09.09.2006, the complainant's pension got revised with effect from 01.07.2004. The pension arrears amounting to Rs.4,09,348/-, DCRG amounting to Rs.1,18,800/- and CVP of Rs.1,50,624/- have been paid to the complainant.

5. As the order passed by this Court has been complied with, as on date the complainant is drawing Rs.42,437/- monthly pension, we are, therefore, of the view that the complainant's grievance has been fully complied with. Hence, nothing survives in this contempt petition.

We, therefore, dismiss the contempt petition and discharge the contempt notice.

Sd/-
(D K SINGH)
JUDGE

Sd/-
(H.SHANTHI BHUSHAN)
JUDGE

BVK
List No.: 2 Sl No.: 6