NC: 2025:KHC-K:2474-DB
CCC No. 200061 of 2025

IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 25TH DAY OF APRIL, 2025

PRESENT

THE HON'BLE MR JUSTICE K NATARAJAN

AND

THE HON'BLE MR JUSTICE VIJAYKUMAR A. PATIL

CIVIL CONTEMPT PETITION NO.200061 OF 2025

BETWEEN:

DR. H. B. KOSAGI,
S/O LATE BASAVANNAPPA,
AGED ABOUT 73 YEARS, OCC: RETIRED
AS A MEDICAL OFFICER, GULBARGA UNIVERSITY,
GULBARGA.
R/O SITA NIWAS, JAGAT, KALABURAGI,
DIST. KALABURAGI-585102.

...COMPLAINANT

(BY SRI. SHARANA GOWDA V. PATIL, ADVOCATE)

Digitally signed by NIJAMUDDIN JAMKHANDI
Location: HIGH COURT OF KARNATAKA

AND:

1. PROF. RAMESH LONDONKAR,
   GULBARGA UNIVERSITY, GULBARGA,
   REPRESENTED BY ITS REGISTRAR-585102

2. PROF. DAYANAND AGASAR,
   VICE CHANCELLOR, GULBARGA UNIVERSITY,
   GULBARGA-585102.

...ACCUSED

(BY SRI. SUDARSHAN M, ADVOCATE FOR R/A-1 TO 2)

THIS CIVIL CONTEMPT PETITION IS FILED UNDER SECTIONS 11 AND 12 OF THE CONTEMPT OF COURT ACT, PRAYING TO INITIATE CONTEMPT PROCEEDINGS AGAINST ACCUSED / RESPONDENT NO.1 AND 2 FOR DISOBEYING THE HON'BLE HIGH COURT DIRECTIONS IN THE ORDER DATED 12.02.2024 IN W.P. NO. 203329/2023 AND PASS APPROPRIATE ORDER.

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

CORAM: HON'BLE MR JUSTICE K NATARAJAN
AND
HON'BLE MR JUSTICE VIJAYKUMAR A. PATIL

ORAL ORDER

(PER: HON'BLE MR JUSTICE VIJAYKUMAR A. PATIL)

This contempt petition is filed alleging willful disobedience of the order of learned Single Judge dated 12.02.2024 passed by WP No.203329/2023. In the said order, learned Single Judge has directed the respondents to consider the representations submitted by the petitioner

dated 22.09.2015, 29.02.2016, 02.03.2016, 20.10.2016 and 26.04.2016 in accordance with law within a period of four weeks from the date of receipt of copy of the order.

2. The Registrar of Gulbarga University, Kalaburagi has filed an affidavit reporting compliance of the order of learned Single Judge. Paragraph No.1 of the said affidavit reads as under:

> *"1. I most humbly state that, I have been arrayed as the Respondent No.1 in the above-matter, and I joined as In-charge Registrar of Gulbarga University on 31.12.2024, soon after my joining I received with a Court Notice in the abovementioned proceedings in the First Week of April i.e. on 07/08/2025, pursuantly, I have enabled Counsel to file Vakalath on my behalf on 08.04.2025. I humbly state that in compliance to the Orders of this Hon'ble Court passed in WP No.203329/2023, We have worked out to issue last pay Certificate to the Petitioner and Earned Leave Encashment benefit of the Petitioner and also the pending arrears of the increment to be paid to the Petitioner. I further state that after this initiative, an action is taken for settlement of the Pension entitled by the Petitioner, so the process of settlement of pension ordered may take another 15-20 days. Copies of Office Order dated 22.04.2025 to issue the required Certificates of the Petitioner, the last pay drawn (Salary Certificate) dated 21.03.2025, Earned Leave Encashment benefit, Pending Arrears of the Increment to be paid to the Petitioner are herewith produced as ANNEXURES R1, R2, R3 & R4 respectively."*

3. We have perused the averments made in the affidavit. It is pointed out by the learned counsel for the respondent-University that Rs.2,71,319/- is already transferred to the petitioner by way of cheque dated 24.04.2025 and the said amount is towards earned leave encashment and arrears of pending increments.

4. The said affidavit and the submission is taken on record.

5. The aforesaid affidavit also indicates that the University has undertaken to settle the pension within a period of 20 days.

6. In view of the specific undertaking given by the respondent-University, we are of the opinion that there is substantial compliance of the order of learned Single Judge. Therefore, the contempt proceedings are dropped.

7. It is needless to mention that, if respondent-University fails to adhere to the undertaking given in the

affidavit, the petitioner is at liberty to revive the contempt petition.

Sd/-
(K NATARAJAN)
JUDGE

Sd/-
(VIJAYKUMAR A. PATIL)
JUDGE

NJ
List No.: 1 Sl No.: 11
CT:SI