

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30<sup>TH</sup> DAY OF OCTOBER, 2018

BEFORE

THE HON'BLE MR. JUSTICE L. NARAYANA SWAMY

**WRIT PETITION No.31946 OF 2018 (S-RES)**

**BETWEEN:**

DR.H.R.ANANDA  
S/O SRI.RANGAPPA,  
AGED ABOUT 59 YEARS,  
WORKING AS ASSOCIATE PROFESSOR,  
D.BANUMAIHAH COMMERCE & ARTS COLLEGE,  
NEW SYAJIRAO ROAD,  
MYSURU - 570 004. ... PETITIONER

(BY SRI.NAVEEN REDDY M V, ADV.)

**AND:**

1. THE STATE OF KARNATAKA  
REP BY ITS PRINCIPAL SECRETARY,  
HIGHER EDUCATION DEPARTMENT,  
M.S. BUILDING SACHIVALAYA,  
BENGALURU - 560 001.
2. THE COMMISSIONER  
DEPARTMENT OF COLLEGIATE EDUCATION,  
2<sup>ND</sup> FLOOR, DTE BUILDING,  
PALACE ROAD,  
BENGALURU - 560 001.
3. THE REGISTRAR  
UNIVERSITY OF MYSORE,  
CRAWFORD HALL, K.G.KOPPAL,

CHAMARAJAPURAM MOHALLA,  
MYSURU - 570 005.

4. UNIVERSITY GRANTS COMMISSION  
REPTD. BY ITS SECRETARY,  
BAHADDUR SHAH ZAFAR MARG,  
NEW DELHI - 110 002. ... RESPONDENTS

(BY SRI.E.S.INDIRESH, AGA FOR R1 & R2)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT THE RESPONDENTS TO CONSIDER THE CLAIM OF THE PETITIONER FOR ENHANCEMENT OF AGE LIMIT FROM 60 TO 65 YEARS IN TERMS OF THE REPRESENTATION DATED 21.02.2018 VIDE ANNEXURE-L AND TO PASS OTHER ORDERS WITHIN A TIME FRAME SPECIFIED BY THIS HON'BLE COURT.

THIS WRIT PETITION COMING ON FOR PRELIMINARY HEARING THIS DAY, THE COURT MADE THE FOLLOWING:

### **ORDER**

The petitioner made a representation to the former Chief Minister of Karnataka on 21<sup>st</sup> February 2018 and since the same has not been considered, this petition is filed seeking direction to the respondents to consider his representation for the purpose of enhancement of age of retirement from 60 to 65 years.

2. The submission made on behalf of the petitioner has been examined. It is found from the representation that the representation was made to the person who was Chief Minister

and not to the respondent herein. Under the circumstance, such a direction cannot be issued to consider the representation which was addressed to a person who was in office. If at all, the representation was made to the Office who are the respondents herein, then the petitioner was entitled for such a relief and mandamus could have been issued. In the light of the above, the petitioner is permitted to make one such representation to the statutory authorities. And thereafter, if such a representation is made, it is for the authorities to consider the same and pass appropriate order. With these observations, petition stands disposed of.

The learned Government Advocate is permitted to file his memo of appearance within a period of six weeks.

**Sd/-  
JUDGE**

Inn