

**IN THE HIGH COURT OF KARNATAKA****KALABURAGI BENCH****DATED THIS THE 11<sup>TH</sup> DAY OF MARCH, 2022****BEFORE****THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE****W.P.NO.200639/2022 (S-R)****BETWEEN:**

Nagappa S/o sabanna,  
Age 71 years, Occ : Dalapathi,  
R/o village Yalkpalli,  
Tq. Chincholi, Dist : Kalaburagi.

**.... Petitioner****(By Sri Jayanandayya, Advocate)****AND:**

1. The State of Karnataka  
Represented by its Secretary,  
Department of Home,  
Vidhan Soudha, Bangalore-560003.
2. The Deputy Commissioner  
Kalaburagi, Dist : Kalaburagi-585102.
3. The Superintendent of Police,  
Kalaburagi, Dist : Kalaburagi-585101.

**...Respondents****(By Sri Viranagouda M.Biradar, AGA)**

This Writ Petition is filed under Articles 226 and 227 of the Constitution of India praying to issue writ of mandamus directing the respondents to consider the representation of the petitioner dated 16.02.2022 at Annexure-C and direct to pay the remuneration from the date of his appointment in the interest of justice and equity.

This petition coming on for Preliminary Hearing, this day, the court made the following:-

**ORDER**

The petitioner who is said to have been appointed as Dalapathi in terms of the appointment order dated 20.06.1977 is before this court, raising a grievance that his application dated 16.02.2022 at Annexure-C to the writ petition, addressed to the respondents is not yet considered by the respondents. In his application referred above, the petitioner has made a prayer to fix and grant honorarium payable to him in terms of Rule 16-1 of the Karnataka Village Defence Parties Rules, 1965 and as per the order passed in Writ Petition No.206803/2015 (S-RES) vide order dated 13.06.2017.

2. If the petitioner is appointed as Dalapathi, the benefit available to the said post has to be paid to the

petitioner. It is his grievance that the said benefit is not yet paid.

3. Under the circumstances, the respondents are directed to consider the application marked at Annexure-C to the writ petition in accordance with law within a period of one month from the date of receipt of a certified copy of this order. In case the order is not complied within a stipulated period same will be viewed seriously.

Accordingly, writ petition is allowed.

However, it is made clear that this court has not expressed anything on the entitlement of the petitioner.

**Sd/-  
JUDGE**

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