

**IN THE HIGH COURT OF KARNATAKA
CIRCUIT BENCH AT GULBARGA**

DATED THIS THE 27TH DAY OF MARCH 2013

B E F O R E

THE HON'BLE MR.JUSTICE K.SREEDHAR RAO

WRIT PETITION NO.81736/2011 (S-RES)

BETWEEN:

CHIDRI ANIL S/O BHIM RAO
AGE: 36 YEARS
WORKING AS LECTURER-IN AUTOMOBILES
AT SIDDHARTH PRE-UNIVERSITY COLLEGE
VOCATIONAL CENTRE, JANAWADA ROAD, BIDAR

... PETITIONER

(BY SRI SOMANATH REDDY, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY ITS SECRETARY
PARLIAMENTARY AFFAIRS AND LEGISLATIVE
DEPARTMENT, VIDHANA SOUDHA
BANGALORE – 560 001
2. THE STATE OF KARNATAKA
BY ITS SECRETARY
EDUCATION DEPARTMENT
VIDHANA SOUDHA
BANGALORE – 560 001.

3. THE SIDDHARTH PRE-UNIVERSITY COLLEGE
JANWADA ROAD, BIDAR
BY ITS PRINCIPAL

... RESPONDENTS

**(SRI MANAVENDRA REDDY, GOVT. ADV. FOR R1 & R2;
SRI KAILASH C. JIDAGE, ADV. FOR R3)**

* * * *

THIS WRIT PETITION IS FILED UNDER ARTICLES
226 AND 227 OF THE CONSTITUTION OF INDIA,
PRAYING TO ISSUE A WRIT OF CERTIORARI

QUASHING THE KARNATAKA PART-TIME JOB-
ORIENTED COURSE EMPLOYEES' ABSORPTION
RULES 2011 VIDE NOTIFICATION DATED 06.04.2011
IN NO. ಸಂ:ವುಶಾಇ 22 ಶಾಸನ 2011 BANGALORE IN SO FAR
AS RULE 5(2) AND RULE 6 VIDE ANNEXURE-H, AS
UN-CONSTITUTIONAL AND ETC.

THIS PETITION COMING ON FOR PRELIMINARY
HEARING IN 'B' GROUP THIS DAY, THE COURT MADE
THE FOLLOWING:

ORDER

The persons appointed as instructors in Job
Oriented Course. The petitioner is working as Lecturer
in Automobile at Siddharth Pre-University College,
Vocational Centre, Janawada Road, Bidar. The
vocational courses has been abolished by the decision of

the Government vide Annexure-G. A notification was issued to absorb the persons working in the vocational courses to the similar post in other Colleges wherever there are vacancies. The persons who are working in Vocational Centre have completed more than ten years and five years of service are appointed in different colleges. The Petitioner had completed only 3½ years of his service, therefore he has not been appointed.

2. It is contention of the petitioner that policy decisions vide Annexure-H is illegal. In the assembly there was a move to see that all the persons working in vocational centre have to be appointed. The criteria of fixing the service of five years and more for absorption is illegal and discriminating.

3. The decision fixing minimum service under the notification for absorption is a policy decision. The court

can not interfere with the same. In that view of the matter, the writ petition is ***dismissed***.

**Sd/-
JUDGE**

vbc