



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF FEBRUARY, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE S RACHAIAH

WRIT APPEAL NO. 156 OF 2025 (S-RES)

C/W

WRIT APPEAL NO. 49 OF 2025 (S-RES)

WRIT APPEAL NO. 51 OF 2025 (S-RES)

IN WA No. 156/2025

BETWEEN:

1. THE GOVERNMENT OF INDIA
REPRESENTED BY ITS SECRETARY
MINISTRY OF SHIPPING (PORTS WING)
TRANSPORT BHAVAN
NO.1, PARLIAMENT STREET
NEW DELHI – 110 001.



...APPELLANT

(BY SRI. PRAMOD B, ADVOCATE - CGSC)

AND:

1. SMT. GOPI
W/O LATE KESHAVA
AGED ABOUT 65 YEARS
RESIDING AT SRIDURGA BHASKARA COLONY,
POST KULAI HOSABETTU – 575 109.
MANGALORE TALUK



DAKSHINA KANNADA DISTRICT

SINCE DECEASED REPRESENTED BY LRS

- 1(a) SMT. JAYALATHA
D/O LATE GOPI
AGED ABOUT 51 YEARS
- 1(b) SRI. ANANDA KOTIAN
S/O GOPI
AGED ABOUT 49 YEARS
- 1(c) SMT. VANI
D/O GOPI
AGED ABOUT 46 YEARS

ALL ARE RESIDING AT
DOOR NO.1-175/21
"SHREE DURGA", BHASKAR COLONY
HASABETTUR
MANGALURU – 575 109.

- 2. SMT. SUNEETHI
W/O LATE MADHAVA K.B.
AGED ABOUT 62 YEARS
RESIDING AT DOOR NO.231,
10TH STREET, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
- 3. SMT. MEENAKSHI
W/O. LATE. BHIM BAHADUR
AGED ABOUT 71 YEARS
RESIDING AT 34,



5TH AVENUE NMPT COLONY
POST PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

4. SMT. SUMATHI
W/O. LATE U. VIJAY
AGED ABOUT 51 YEARS
RESIDING AT 85, 20TH AVENUE
NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
5. SMT. PUSHPA
W/O. LATE CHENNAPPA
AGED ABOUT 64 YEARS
SHIVAKRIPA, MITHOTTU HOUSE HOSABETTU,
POST KULAI HOSABETTU – 575 026.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
6. SMT. SHARADA
W/O LATE VEERAPPA ANCHAN
AGED ABOUT 68 YEARS
CHAMUNDI NIVASA, 9TH BLOCK
KATTIPALLA, PADUPADAV
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
7. SMT. PREMALATHA K
W/O. LATE P. KORAGAPPA ACHAR
AGED ABOUT 70 YEARS
42, DEVIKRIPA, NMPT EMPLOYEES
HOUSING COLONY POST



KULAI HOSABETTU – 575 026.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

8. SMT. SEETHA
W/O LATE VISHWANATHA
AGED ABOUT 62 YEARS
PACHANADY, DEVINAGAR,
BONDEL POST – 575 008.
DOOR NO. 1-80/1-(5)
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
9. SMT. BHARATHI
W/O LATE NARAYANA SUVARNA
AGED ABOUT 56 YEARS
RESIDING AT SITE NO.34
CHITRAPURA, POST KULAI
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
10. SMT. LEELA U.M.
W/O LATE U.MANOHARA
AGED ABOUT 70 YEARS
RESIDING AT PREMVILLA AGARMELU HOUSE
POST SURATKAL – 574 158 .
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
11. SMT. NAGAVENI
W/O LATE ARMUGAM
AGED ABOUT 60 YEARS
RESIDING AT DOOR NO. 6,
18TH AVENUE, NMPT COLONY
POST PANAMBUR – 575 010.



MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

SINCE DECEASED REPRESENTED BY LR_s

11(a) SRI. NAGAPPA
S/O LATE NAGAVENI
AGED ABOUT 44 YEARS

11(b) SMT. AMMANNI
D/O. LATE NAGAVENI
AGED ABOUT 43 YEARS

11(c) SRI. NARAYANN
S/O LATE NAGAVENI
AGED ABOUT 39 YEARS

11(d) SRI. CHANDRA
S/O LATE NAGAVENI
AGED ABOUT 38 YEARS

ALL ARE RESIDING AT NO.44/7
EAST TANK STREET
NEAR WATER TANK
TIRUVALLLORE
CHINGIPOT DISTRICT
TAMILNADU – 602 001.

12. SMT. LAXMI
W/O LATE P SUNDARA NAIK
AGED ABOUT 71 YEARS
RESIDING AT DOOR NO. 14,
6TH AVENUE, NMPT COLONY
POST PANAMBUR – 575 010.
MANGALORE TALUK



DAKSHINA KANNADA DISTRICT

13. SMT. M S SAVITHRI
W/O LATE E PARAMESHWARAN
AGED ABOUT 69 YEARS
RESIDING AT DOOR NO. 11,
15TH AVENUE, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
14. SMT. VEENA
W/O. LATE BHASKAR AMIN
AGED ABOUT 74 YEARS
RESIDING AT SAMRUDHI, GOKUL NAGAR,
KULAI MANGALORE – 575 019.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
15. SMT. CHANDRAMATHI
W/O LATE R. GOPALAKRISHNAN
AGED ABOUT 72 YEARS
RESIDING AT DOOR NO. 16,
10TH STREET, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
16. SMT. B. INDIRA
W/O LATE B. HARICHANDRA
AGED ABOUT 69 YEARS
RESIDING AT DOOR NO. 8,
13TH AVENUE, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK



DAKSHINA KANNADA DISTRICT

17. SMT. SHANTHI
W/O LATE. SHRIDHARA ACHAR
AGED ABOUT 57 YEARS
RESIDING AT SITE NO.62
BLOCK NO.6, KRISHNAPURA
SURATHKAL – 574 158.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
18. SMT. KAMALA
W/O LATE HONNAPPA GOWDA
AGED ABOUT 68 YEARS
RESIDING AT DOOR NO.3,
15TH AVENUE, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

SINCE DECEASED REPRESENTED BY LR_s

- 18(a) SRI. SURESH K
S/O LATE KAMALA
AGED ABOUT 51 YEARS
- 18(b) SRI. GANESH K
S/O LATE KAMALA
AGED ABOUT 48 YEARS

BOTH ARE RESIDING AT
DOOR NO.1-174/20
SAMRUDDI, 3RD CROSS
MITTOTU COLONY, HOSABETTU
MANGALURU – 575 019.



19. SMT. BHUVANA
W/O LATE N K DHANASHEKAR
AGED ABOUT 63 YEARS
RESIDING AT DOOR NO.21,
7TH AVENUE, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
20. SMT. SANNALINGAMMA
W/O. LATE K. GOPALIAH
AGED ABOUT 62 YEARS
RESIDING AT DOOR NO.2,
18TH AVENUE, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
21. SMT. SASHIKALA S
W/O LATE. SHRIDHAR SHETTY
AGED ABOUT 68 YEARS
RESIDING AT BINARY HOME KOTTARA
NEAR INFOSYS, MANGALORE
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
22. SMT MAYADEVI
W/O LATE. LAL BAHADUR
AGED ABOUT 64 YEARS
RESIDING AT DOOR NO.24,
4TH AVENUE, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT



23. SMT .SOVERINE D'SOUZA
W/O LATE WALTER D'SOUZA
AGED ABOUT 65 YEARS
RESIDING AT DOOR NO.18,
8TH AVENUE, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
24. SMT. JYOTHI
W/O LATE K. KARUNAKARA ARYA
AGED ABOUT 68 YEARS
RESIDING AT DOOR NO.6
14TH AVENUE, NMPT COLONY POST
PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
25. SMT. K. LEELA JOHNSON
W/O LATE Y. JOHNSON
AGED ABOUT 72 YEARS
RESIDING AT II FLOOR
BETHEL CHEEKANPARA COTTAGE
BYRATHI DODDAGUBBI POST
BANGALORE – 562 177.
26. SMT. YAMUNA
W/O LATE U ANANDA
AGED ABOUT 51 YEARS
DOOR NO. 60156, VITH BLOCK
KRISHNAPURA SURATHKAL
MANGALORE TALUK – 575 008.
DAKSHINA KANNADA DISTRICT



27. SMT. MEERA
W/O LATE RAMADAS
AGED ABOUT 60 YEARS
RESIDING AT KATTEMAR HOUSE
KULSHEKAR POST
MANGALORE – 575 008.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
- SINCE DECEASED REPRESENTED BY LRs
- 27(a) SMT. DIVYA
D/O LATE MEERA
AGED ABOUT 40 YEARS
- 27(b) KUM. DEEPIKA
D/O LATE MEERA
AGED ABOUT 37 YEARS
- BOTH ARE RESIDING AT
21-80/1, KOTIMURA
PADAVU, KULSHEKAR
MANGALURU – 575 005.
28. SMT CHENNAMMA
W/O LATE CHANDRASHEKAR
AGED ABOUT 63 YEARS
RESIDING AT KUDKORI GUDDR KANKANADY
MANGALORE – 575 002.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
29. SMT. NAGAMMA
W/O LATE BHOJA POOJARY
AGED ABOUT 71 YEARS



RESIDING AT MOODUBETTU HOUSE
NEAR KULAI GUTHU, POST KULAI
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

30. SMT. BABY
W/O LATE LOKAYYA
AGED ABOUT 65 YEARS
DOOR NO.7/1-14/7
NEAR URVA MARKET
P O ASHOK NAGAR
MANGALORE – 575 003.
31. NEW MANGALORE PORT PENSIONERS' WELFARE
ASSOCIATION
NORTH END QUALITY CONTROL LAB
PANAMBUR
MANGALORE – 575 010.
REGISTRED UNDER THE KARNATAKA SOCIETIES
REGISTRATION ACT 1980,
REPRESENTED BY ITS
PRESIDENT SHRI. K. SUBRAMANYA RAO
32. THE NEW MANAGALORE PORT TRUST
PANAMBUR,
MANGALORE – 575 010.
REP. BY ITS CHAIRMAN.

...RESPONDENTS

(BY SRI. M RAJASHEKAR, ADVOCATE FOR R1 (A-C), R2-R10,
R11(A-D), R12-R17, R18(A&B), R19-R26, R27(A&B)
& R28-31;



NC: 2026:KHC:11358-DB
WA No. 156 of 2025
C/W WA No. 49 of 2025
WA No. 51 of 2025

SRI. R SUBRAMANYA, SR.ADVOCATE FOR R32)

THIS WRIT APPEAL IS FILED U/S 4 OF THE KARNATAKA
HIGH COURT ACT PRAYING TO SET ASIDE THE ORDER DATED
23.04.2024 PASSED BY THE LEARNED SINGLE JUDGE IN WP
No-45318/2012 (S-RES) WHICH IS PREJUDICIAL TO THE
INTEREST OF THE APPELLANT AND ETC.,

IN WA NO. 49/2025

BETWEEN:

1. THE NEW MANGALORE PORT AUTHORITY
PANAMBUR,
MANGALORE – 575 010.
REP. BY ITS CHAIRMAN

...APPELLANT

(BY SRI. SUBRAMANYA R, SR.ADVOCATE)

AND:

1. THE GOVERNMENT OF INDIA
REPRESENTED BY ITS SECRETARY
MINISTRY OF PORTS, SHIPPING AND WATERWAYS,
TRANSPORT BHAVAN,
NO. 1, PARLIAMENT STREET,
NEW DELHI – 110 001.
2. SMT. GOPI
W/O LATE KESHAVA
AGED ABOUT 65 YEARS
RESIDING AT SRIDURGA BHASKARA COLONY
POST KULAI HOSABETTU - 575 109.
MANGALORE TALUK



DAKSHINA KANNADA DISTRICT

SINCE DECEASED REPRESENTED BY LR_s

2(a) SMT. JAYALATHA
D/O. LATE GOPI
AGED ABOUT 51 YEARS

2(b) SRI. ANANDA KOTIAN
S/O. LATE GOPI
AGED ABOUT 49 YEARS

2(c) SMT. VANI
D/O LATE GOPI
AGED ABOUT 46 YEARS

ALL ARE RESIDING AT
DOOR NO.1-175/21,
"SHREE DURGA", BHASKAR COLONY
HOSABETTU, MANGALORE – 575 019.

3. SMT. SUNEETHI
W/O LATE MADHAVA K.B.
AGED ABOUT 62 YEARS
RESIDING AT DOOR NO.21
10TH STREET, NMPT COLONY
POST PANAMBUR – 575 010.
MANGALORE TALUK
DAKSHINA KANNDA DISTRICT

4. SMT. MEENAKSHI
W/O LATE BHIM BAHADUR
AGED ABOUT 71 YEARS
RESIDING AT 34, 5TH AVENUE
NMPT COLONY



POST PANAMBUR - 575 010
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

5. SMT SUMATHI
W/O LATE U. VIJAY
AGED ABOUT 81 YEARS
RESIDING AT 88,
20TH AVENUE NMPT COLONY
POST PANAMBUR - 875 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
6. SMT. PUSHPA
W/O LATE CHENNAPPA
AGED ABOUT 64 YEARS
SHIVAKRIPA, MITHOTTU HOUSE HOBABETTU,
POST KULAI
HOBABETTU - 575 026.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
7. SMI. SHARADA
W/O LATE VEERAPPA ANCHAN
AGED ABOUT 68 YEARS
CHAMUNDI NIVASA,
9TH BLOCK
KATTIPALLA, PADUPADAV
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
8. SMT. PREMALATHA K.
W/O LATE P. KORAGAPPA ACHAR
AGED ABOUT 70 YEARS
42, DEVIKRIPA, NMPT EMPLOYEES



HOUSING COLONY POST KULAI
HOSABETTU - 575 026.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

9. SMT. SEETHA
W/O LATE VISHWANATHA
AGED ABOUT 62 YEARS
PACHANADY, DEVINAGAR
BONDEL POST-575 008
DOOR NO. 1-80/1-(5)
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
10. SMT. BHARATHI
W/O LATE NARAYANA SUVARNA.
AGED ABOUT 56 YEARS
RESIDING AT SITE NO.34
CHITRAPURA, POST KULAI
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
11. SMT. LEELA U.M.
W/O LATE U. MANOHARA
AGED ABOUT 70 YEARS
RESIDING AT PREMVILLA
AGARMELU HOUSE POST
SURATKAL - 574 158.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
12. SMT. NAGAVENI
W/O LATE ARMUGAM
AGED ABOUT 60 YEARS
RESIDING AT DOOR NO. 6,



18TH AVENUE, NMPT COLONY
POST PANAMBUR - 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

SINCE DECEASED REPRESENTED BY LRS

12(a) SRI. NAGAPPA
S/O. LATE NAGAVENI
AGED ABOUT 44 YEARS

12(b) SMT. AMMANNI
D/O. LATE NAGAVENI
AGED ABOUT 43 YEARS

12(c) SRI. NARAYANN
S/O. LATE NAGAVENI
AGED ABOUT 39 YEARS

SRI. CHANDRA
S/O. LATE NAGAVENI
AGED ABOUT 38 YEARS

ALL ARE RESIDING AT NO.44/7
EAST TANK STREET
NEAR WATER TANK
TIRUVALLORE, CHINGIPOT DISTRICT
TAMILNADU - 602 001.

13. SMT. LAXMI
W/O LATE P. SUNDARA NAIK
AGED ABOUT 71 YEARS
RESIDING AT DOOR NO. 14
6TH AVENUE, NMPT COLONY POST
PANAMBUR - 575 010.



MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

14. SMT. M.S. SAVITHRI
W/O LATE E. PARAMESHWARAN
AGED ABOUT 69 YEARS
RESIDING AT DOOR NO. 11
15TH AVENUE, NMPT COLONY POST
PANAMBUR -575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
15. SMT. VEENA
W/O LATE BHASKAR AMIN
AGED ABOUT 74 YEARS
RESIDING AT SAMRUDHI
GOKUL NAGAR, KULAI
MANGALORE - 575 019.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
16. SMT. CHANDRAMATHI
W/O LATE R. GOPALAKRISHNAN
AGED ABOUT 72 YEARS
RESIDING AT DOOR NO. 16
10TH STREET, NMPT COLONY
POST PANAMBUR - 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
17. SMT. BINDIRA
W/O LATE B HARICHANDRA
AGED ABOUT 69 YEARS
RESIDING AT DOOR NO. 8
13TH AVENUE, NMPT COLONY



POST PANAMBUR - 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

18. SMT. SHANTHI
W/O LATE SHRIDHARA ACHARY
AGED ABOUT 57 YEARS
RESIDING AT SITE NO.62
BLOCK NO.6, KRISHNAPURA
SURATHKAL - 574 158.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
19. SMT. KAMALA
W/O LATE HONNAPPA GOWDA,
AGED ABOUT 68 YEARS
RESIDING AT DOOR NO.3
15TH AVENUE, NMPT COLONY POST
PANAMBUR - 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

SINCE DECEASED REPRESENTED BY LR_s

- 19(a) SRI. SURESH K
S/O. LATE KAMALA
AGED ABOUT 51 YEARS
- 19(b) SRI. GANESH K
S/O LATE KAMALA
AGED ABOUT 48 YEARS

BOTH ARE RESIDING AT
DOOR NO.1-174/20
SAMRUDDHI, 3RD CROSS, MITTOTU COLONY



NC: 2026:KHC:11358-DB
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C/W WA No. 49 of 2025
WA No. 51 of 2025

HOSABETTU, MANGALORE – 575 019.

20. SMT. BHUVANA
W/O LATE N.K. DHANASHEKAR
AGED ABOUT 63 YEARS
RESIDING AT DOOR NO.21
7TH AVENUE, NMPT COLONY POST
PANAMBUR - 575 010.
MANGALORE TALUK
DAKSHINA KANNDIA DISTRICT
21. SMT. SANNALINGAMMA
W/O LATE K. GOPALIAH
AGED ABOUT 62 YEARS
RESIDING AT DOOR NO.2
18TH AVENUE, NMPT COLONY
POST PANAMBUR - 575 010.
DAKSHINA KANNADA DISTRICT
MANGALORE TALUK
22. SMT. SASHIKALA S
W/O LATE SHRIDHAR SHETTY
AGED ABOUT 68 YEARS
RESIDING AT BINARY HOME KOTTARA,
NEAR INFOSYS, MANGALORE,
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
23. SMT. MAYADEVI
W/O LATE LAL BAHADUR
AGED ABOUT 64 YEARS
RESIDING AT DOOR NO.24
4TH AVENUE, NMPT COLONY POST
PANAMBUR - 575 010.
MANGALORE TALUK



DAKSHINA KANNADA DISTRICT

24. SMT. SOVERINE D'SOUZA
W/O LATE WALTER D'SOUZA
AGED ABOUT 65 YEARS
RESIDING AT DOOR NO.18
8TH AVENUE, NMPT COLONY POST
PANAMBUR - 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
25. SMT. JYOTHI
W/O LATE K. KARUNAKARA ARYA
AGED ABOUT 68 YEARS
RESIDING AT DOOR. NO 6
14TH AVENUE, NMPT COLONY POST
PANAMBUR - 575 010.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
26. SMT. K LEELA JOHNSON
W/O LATE Y JOHNSON
AGED ABOUT 72 YEARS
RESIDING AT II FLOOR
BETHEL CHEEKANPARA COTTAGE
BYRATHI DODDAGUBBI POST
BANGALORE - 562 177.
27. SMT. YAMUNA
W/O LATE U ANANDA
AGED ABOUT 51 YEARS
DOOR NO. 60156, VITH BLOCK
KRISNAPURA, SURATHKAL
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT



28. SMT. MEERA
W/O LATE RAMADAS
AGED ABOUT 60 YEARS
RESIDING AT KATTEMAR HOUSE
KULSHEKAR POST
MANGALORE - 575 008.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
- SINCE DECEASED REPRESENTED BY LRs
- SMT. DIVYA
D/O LATE MEERA
AGED ABOUT 40 YEARS
- KUM. DEEPIKA
D/O. LATE MEERA
AGED ABOUT 37 YEARS
- BOTH ARE RESIDING AT 21-80/1
KOTIMURA, PADAVU, KULSHEKAR
MANGALORE – 575 005.
29. SMT. CHENNAMMA
W/O LATE CHANDRASHEKAR
AGED ABOUT 63 YEARS
RESIDING AT KUDKORI GUDDR
KANKANADY
MANGALORE - 575 002.
MANGALORE TALUK
DAKSHINA KANNADA DISTRICT
30. SMT. NAGAMMA
W/O LATE BHOJA POOJARY
AGED ABOUT 71 YEARS RESIDING AT MOODUBETTU



NC: 2026:KHC:11358-DB
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WA No. 51 of 2025

HOUSE NEAR KULAI GUTHU,
POST KULAI , MANGALORE TALUK
DAKSHINA KANNADA DISTRICT

31. SMT. BABY
W/O LATE LOKAYYA
AGED ABOUT 65 YEARS
DOOR NO.7/1-14/7
NEAR URVA MARKET , MANGALORE - 575 003.
P.O. ASHOKNAGAR
32. NEW MANGALORE PORT
PENSIONERS' WELFARE ASSOCIATION
NORTH END QUALITY CONTROL LAB
PANAMBUR, MANGALORE - 575 010
REGISTERED UNDER THE KARNATAKA SOCIETIES
REGISTRATION ACT, 1980
REPRESENTED BY ITS PRESIDENT
SHRI. K. SUBRAMANYA RAO
AGED MAJOR

...RESPONDENTS

(BY SRI. MADANAN PILLAI R, CGC FOR R1;

SRI. M RAJASHEKAR, ADVOCATE FOR R2-R32)

THIS WRIT APPEAL IS FILED U/S 4 OF THE KARNATAKA
HIGH COURT ACT PRAYING TO ALLOW THIS WRIT APPEAL
AND SET ASIDE THE ORDER DATED 23/04/2024 PASSED BY
THE LEARNED SINGLE JUDGE IN WP NO.45318/2012 AND
ETC.,

IN WA NO. 51/2025

BETWEEN:

1. THE NEW MANGALORE PORT AUTHORITY



NC: 2026:KHC:11358-DB
WA No. 156 of 2025
C/W WA No. 49 of 2025
WA No. 51 of 2025

PANAMBUR, MANGALORE – 575 010.
REP. BY ITS CHAIRMAN

...APPELLANT

(BY SRI. SUBRAMANYA R, SR.ADVOCATE)

AND:

1. THE GOVERNMENT OF INDIA
REPRESENTED BY ITS SECRETARY
MINISTRY OF PORTS, SHIPPING AND WATERWAYS,
TRANSPORT BHAVAN, NO.1, PARLIAMENT STREET,
NEW DELHI - 110 001.
2. SMT. M.K. PAVANAKSHI
W/O. LATE GANGADHAR POOJARY
AGED ABOUT 75 YEARS
RESIDING AT 16, 1ST AVENUE,
NMPT COLONY, PANAMBUR
MANGALORE - 575 010
DAKSHINA KANNADA DISTRICT
3. SMT. LETITIA CUTINHA
W/O. LATE SALAVADORE D'SOUZA
AGED ABOUT 80 YEARS
RESIDING AT PRASANNA HOUSE
IDDYA VILLAGE, SURATKAL - 575 014.
MANGALORE, DAKSHINA KANNADA DISTRICT
4. SRI. PRABHAKAR JOGI
S/O. LATE NARAYANA JOGI,
AGED ABOUT 75 YEARS
RESIDING AT DOOR NO.6,
5TH AVENUE, NMPT COLONY,
PANAMBUR, MANGALORE - 575 010.
DAKSHINA KANNADA DISTRICT



**NC: 2026:KHC:11358-DB
WA No. 156 of 2025
C/W WA No. 49 of 2025
WA No. 51 of 2025**

5. SMT. SHAKUNTALA
W/O. LATE DHRUVA KUMAR
AGED ABOUT 78 YEARS
'LAXMI NIVAS', OPP DERABAIL CHURCH,
KONCHADY, MANGALORE - 575 010.
DAKSHINA KANNADA DISTRICT
6. SMT. SUNDARI
W/O. LATE RAMA
AGED ABOUT 70 YEARS
RESIDING AT NO.10,
3RD AVENUE, NMPT COLONY,
PANAMBUR, MANGALORE - 575 010.
DAKSHINA KANNADA DISTRICT
7. NEW MANGALORE PORT
PENSIONERS WELFARE ASSOCIATION,
NORTH END, QUALITY CONTROL LAB PANAMBUR,
MANGALORE - 575 010.
REPRESENTED BY ITS PRESIDENT
K. SUBRAMANYA RAO, AGED MAJOR
...RESPONDENTS

(BY SRI. MADANAN PILLAI R, CGC FOR R1;

SRI. M RAJASHEKAR, ADVOCATE FOR R2, R3, R4, R5 & R7)

THIS WRIT APPEAL FILED U/S 4 OF THE KARNATAKA
HIGH COURT ACT PRAYING TO ALLOW THIS WRIT APPEAL
AND SET-ASIDE THE ORDER DATED 23.04.2024 PASSED BY
THE LEARNED SINGLE JUDGE IN WRIT PETITION No.
45349/2012 AND ETC.,

THESE APPEALS, COMING ON FOR ORDERS, THIS DAY,
JUDGMENT WAS DELIVERED THEREIN AS UNDER:



NC: 2026:KHC:11358-DB
WA No. 156 of 2025
C/W WA No. 49 of 2025
WA No. 51 of 2025

CORAM: HON'BLE MR. JUSTICE D K SINGH
and
HON'BLE MR. JUSTICE S RACHAIAH

ORAL JUDGMENT

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

1. Heard Mr. B. Pramod, learned Central Government Standing Counsel representing the Union of India and Mr. R Subramanya, learned Senior Advocate representing the New Mangalore Port Authority.
2. It is not in dispute that the Central Civil Services Pension Rules [for short 'CCS (Pension) Rules'] applicable to the Central Government Employees have been made applicable in respect of the employees of the New Mangalore Port Authority.
3. It is also not in dispute that under the CCS (Pension) Rules, the dearness relief is admissible on the family pension. The learned Single Judge, therefore, considering the resolutions passed by the Board of the New Mangalore Port Authority to adopt and apply the CCS (Pension) Rules, directed the respondents to grant the dearness relief under the Pension Regulations.



4. We find that the judgment of the learned Single Judge is a well-considered judgment, having considered all aspects, including the provisions of the CCS (Pension) Rules and the resolutions adopting the said Rules by the New Mangalore Port Authority. We see no ground warranting interference by this Court in these appeals.
5. Therefore, we find no merit in these appeals and the same are ***dismissed***.

In view of dismissal of the appeals, pending I.As, if any, stand disposed of.

Sd/-
(D K SINGH)
JUDGE

Sd/-
(S RACHAIAH)
JUDGE