



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

WRIT PETITION NO. 35784 OF 2016 (L-PG)

BETWEEN:

SHRI. B.N. SHANKAR SHETTY
AGED ABOUT 65 YEARS
S/O LATE K NARAYANA SHETTY,
EARLIER WORKING AS SENIOR MANAGER,
MIDDLE MANAGEMENT SCALE - III
STAFF CODE NO.2455,
VIJAYA BANK, ANKOLA BRANCH,
SINCE RETIRED / ILLEGALLY
DISMISSED FROM, SERVICE &
PRESENTLY RESIDING AT NIRMALA,
298A, ANKADAKATTE SCHOOL ROAD,
HANGLUR POST, HANGLUR- 576217,
KUNDAPUR TQ- UDUPI DIST.

...PETITIONER

(BY SRI. S VITTAL SHETTY., ADVOCATE)

AND:

1. THE APPELLATE AUTHORITY UNDER
THE PAYMENT OF GRATUITY ACT, 1972,
DEPUTY CHIEF LABOUR COMMISSIONER (C),
SHRAM SADAN, 3RD CROSS,
3RD MAIN, TUMKUR ROAD,
YESHWANTHPUR, BANGALORE - 560022
2. VIJAYA BANK
A BODY CONSTITUTED UNDER





THE BANKING COMPANIES
(ACQUISITION AND TRANSFER
OF UNDERTAKINGS) ACT, 1980,
HAVING ITS HEAD OFFICE AT 41/2,
M G ROAD, BANGALORE- 560001.
REPRESENTED BY ITS CHAIRMAN,
AND MANAGING DIRECTOR.

...RESPONDENTS

(BY SRI. MADANAN PILLAI R., CGC FOR R1;
SRI. S.R.KAMALACHARAN, ADVOCATE FOR R2)

THIS W.P. IS FILED UNDER ARTICLES 226 OF THE
CONSTITUTION OF INDIA PRAYING TO CALL FOR THE
RECORDS OF THE CASE AND QUASH THE ORDER DTD
22.4.2016 PASSED BY THE APPELLATE UNDER THE PAYMENT
OF GRATUITY ACT, 1972 IN GRATUITY APPEAL NO.36 (208)
2015-B1 ORIGINAL OF WHICH IS PRODUCED TO THIS WP AS
ANNEXURE-H AS THE SAID ORDER IS ARBITRARY,
IRRATIONAL, AGAINST THE PROVISIONS OF THE PAYMENT OF
GRATUITY ACT, 1972 AND HENCE IS UNSUSTAINABLE., AND
ETC.

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

CORAM: HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR



ORAL ORDER

The learned counsel for the petitioner has filed a memo seeking permission to withdraw the petition.

2. Memo is placed on record.
3. The petition stands dismissed as withdrawn.

Sd/-
(S.R.KRISHNA KUMAR)
JUDGE

BH
List No.: 1 Sl No.: 18