



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 24TH DAY OF MARCH, 2026
BEFORE
THE HON'BLE MS. JUSTICE JYOTI M
WRIT PETITION NO. 101810 OF 2024 (S-RES)

BETWEEN:

SMT. SAROJA
D/O HANAMANTHGOUDA TIMMANGOUDAR,
AGE. 60 YEARS, OCC. NIL,
R/O VIDYANAGAR,
TQ. HUBBALLI,
DIST. DHARWAD-31.

...PETITIONER

(BY SRI. VYAS DESAI, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
DEPARTMENT OF EDUCATION,
REPRESENTED BY ITS,
PRINCIPAL SECRETARY,
M.S. BUILDING,
BANGALORE-530068.
2. THE C.E.O./ADMINISTRATOR,
KARNATAKA GUJARAT SEA SAMAJ TRUST'S
V.S. PILLAY ENGLISH MEDIUM SCHOOL,
SMT. NIRMALA K. THAKKAR HIGH SCHOOL,
SHANTI COLONY, HUBLI, DIST. DHARWAD,
PIN-580032.

...RESPONDENTS

(BY SMT. GIRIJA HIREMATH, HCGP FOR R1;
SRI.SURESH.S.GUNDI, ADVOCATE FOR R2)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227
OF THE CONSTITUTION OF INDIA, SEEKING CERTAIN RELIEFS.

THIS WRIT PETITION IS LISTED FOR PRELIMINARY HEARING IN
'B' GROUP, THIS DAY, AN ORDER IS MADE AS UNDER:



ORAL ORDER

Sri.Vyas Desai., counsel for the petitioners, Smt.Girija Hiremath., HCGP for respondent No.1-State and Sri.Suresh S.Gundi., counsel for respondent No.2 have appeared in person.

2. The Writ petition is filed seeking the following reliefs:

- i. *Issue a Writ in nature of Certiorari or any other nature quashing the impugned endorsement dated 28.01.2023 vide Annexure-E issued by the Respondent No.2-institution in the interest of justice and equity.*
- ii. *Issue a writ in the nature of mandamus directing the respondent No.2-institution to adopt the directions given by the government as per notification dated 25.03.2016 vide Annexure-A and pay the arrears of salary to the petitioner in the interest of justice and equity.*
- iii. *Issue any other writ or order as this Hon'ble Court deems fit to grant in the fact and circumstances of the case and in the aid main relief sought for.*

3. Counsel for the respective parties urged several contentions. Heard the arguments and perused the papers with care.

4. The petitioner was appointed as an Assistant Kannada Teacher in respondent No.2-Institution in the year 2005. She attained the age of superannuation of 58 years in the



year 2021. Placing reliance on a memorandum dated 25.03.2016, the petitioner submitted a representation to Respondent No.2 seeking permission to continue in service till the age of 60 years. The said representation was not considered, which constrained the petitioner to file Writ Petition No.101366/2022.

5. This Court, vide order dated 07.12.2022, disposed of the said writ petition, granting liberty to the petitioner to submit a representation to Respondent No.7 therein with regard to her claim for arrears of salary, with a direction to consider the same in accordance with law. Pursuant thereto, the petitioner submitted a representation dated 09.01.2023.

6. A perusal of Annexure-D indicates that the petitioner has sought consideration of claims relating to festival bonus, leave encashment, and continuation in service till the age of 60 years, as though such directions had been issued by this Court in the earlier writ petition. Respondent No.2, upon consideration of the said representation, has informed the petitioner that all admissible monetary benefits have already been paid.



7. In the present writ petition, the petitioner seeks quashing of the endorsement dated 28.01.2023, produced as Annexure-E, and a direction to implement the alleged Government notification dated 25.03.2016. Such relief cannot be granted. As is evident from the records, Annexure-A is not a Government notification but merely an intimation convening a meeting to discuss certain agenda items on 20.04.2016. Therefore, the petitioner cannot claim any enforceable right on the basis of the same. Further, the claim for extension of service till the age of 60 years is untenable, in the absence of any statutory provision or Government order extending the age of superannuation from 58 to 60 years.

8. In view of the above, this Court finds that the writ petition is devoid of merit. Accordingly, the writ petition stands ***rejected.***

**Sd/-
(JYOTI M)
JUDGE**

AM/-
List No.: 2 Sl No.: 13