

**WP NO. 109771/2017 (L - RES) Connected Cases: WP NO.
106773/2016**

IN THE HIGH COURT OF KARNATAKA AT DHARWAD

[THE DIVISIONAL CONTROLLER NWKRTC VS. HANUMANTH S/O
INDRESHAPPA HADAPAD]

05.02.2026

(VIDEO CONFERENCING / PHYSICAL HEARING)

CORAM: ADDL. REGISTRAR JUDICIAL

ORAL ORDER

Case is called out.

The learned Counsel for the Petitioner is absent.

As per Order dated : 28.10.2025, WP No. 109771/2017 is listed on this day for dismissal for non-compliance of the Order dated : 28.10.2025.

As per the said Order the Petitioner was required to pay the PF and postal charges for issue of notice to the Respondent. But, the Respondent had not paid the PF. The Order dtd:09.06.2020 regarding the deposit of entire amount is also not complied.

But, inspite of giving sufficient opportunity and inspite of specific order on 28.10.2025 that, if the process is not paid, the matter would be listed for dismissal on this day, the same is not complied.

The Learned Counsel for the Petitioner is also absent. The conduct of the Petitioner shows that, the Petitioner is not interested in proceeding with the matter.

As per Clause No. C IX (5), of SOP dated : 06.01.2026 regarding the process of scrutiny and listing of matters/cases before Courts and Nominated Registrars in the High Court of Karnataka, Bengaluru issued on 06.01.2026, if the compliance for issue of notice is not made, the Nominated Registrar has the power to dismiss the petition for not taking steps subject to restoration of the proceedings on application.

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As per Clause No. C VIII (B), of SOP dated : 06.01.2026 regarding the process of scrutiny and listing of matters/cases before Courts and Nominated Registrars in the High Court of Karnataka, Bengaluru issued on 06.01.2026, the application to recall the peremptory order made within a period of four weeks from the date of the Order, can be filed before the Nominated Registrar and the application made after the period of four weeks has to be listed before the Hon'ble Court.

Hence, the following

ORDER

The Writ Petition in WP No. 109771/2017 filed by the Petitioner under Article 226 and 227 of the Constitution of India is dismissed for non-compliance of the office objections, with no order as to costs.

The Petitioner is entitled to make an application setting aside this Order .

The application to recall the order, if filed within a period of four weeks from the date of this Order, is ordered to be listed before the Nominated Registrar as per Clause No. C VIII (B), of **SOP dated : 06.01.2026 regarding the process of scrutiny and listing of matters/cases before Courts and Nominated Registrars in the High Court of Karnataka,**

And if the application is made after the period of four weeks from the date of this Order shall be listed before the Court having assignment of the subject as per Chapter-XII, Rule 14(3) of Karnataka High Court Rules, 1959.

The WP No. 106773/2016 is de-linked from WP No. 109771/2017. Office to list WP No. 106773/2016 on the basis of seniority before the Hon'ble Court.

**Sd/-
(JERALD RUDOLPH MENDONCA)
ADDL. REGISTRAR (JUDICIAL) & NOMINATED REGISTRAR**