

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 178-179 OF 2005

K.R. VENUGOPAL

Appellant (s)

VERSUS

BANGALORE UNIVERSITY & ORS.

Respondent(s)

(With appln(s) for permission to place addl. documents on record)

Date: 22/04/2010 These Appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE A.K. PATNAIK

For Appellant(s) Mr. S.S. Javali, Sr. Adv.
Mr. E.C. Vidya Sagar, Adv.
Mr. Yatish Mohan, Adv.
Mr. Bramhjeet Mishra, Adv.

For Respondent(s) Mr. Balasubramanium, Sr. Adv.
Mr. Anand Sanjay M. Nuli, Adv.
Mr. V.N. Raghupathy, Adv.

Mr. Rajesh Mahale, Adv.
Mr. Shibendra Dwivedi, Adv.

UPON hearing counsel the Court made the following
O R D E R

In terms of the signed order, the appeals are allowed, impugned judgments of the Division Bench and of the learned single Judge are set aside. No order as to costs.

(Ravi P. Verma) (Indu Satija)
Court Master Court Master
[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 178-179 OF 2005

K.R. VENUGOPAL

.....APPELLANT(S)

Versus

BANGALORE UNIVERSITY & ORS.

.....RESPONDENT(S)

O R D E R

Heard learned counsel.

2. These appeals have been filed against the impugned

judgment of the Division Bench of the Karnataka High Court dated 11.3.2003 which has upheld the judgment of the learned single Judge dated 27.2.2002. The facts in detail have been set out in the impugned judgments of the Division Bench and the single Judge and hence we are not repeating them.

3. It appears that respondent Nos. 3 and 4 had challenged the appointment of the appellant as Professor in the newly created Department of Computer Science and Engineering in the College of Bangalore University. The learned single Judge allowed the writ petition, and the judgment was upheld by the Division Bench. Hence, these appeals.

4. In our opinion, the writ petition should have been2.

- 2 -

dismissed on the short ground that the writ petitioners had no locus standi in the matter. Admittedly, the writ petitioners had qualification in the subject of Electronics and they have no qualification in the subject of Computer Science and Engineering. Hence, they have no locus standi in the matter of appointment in the Department of Computer Science and Engineering.

5. For the aforesaid short ground, these appeals are allowed, impugned judgments of the Division Bench and of the learned single Judge are set aside. No order as to costs.

.....J.
(MARKANDEY KATJU)

New Delhi;
April 22, 2010.

.....J.
(A.K. PATNAIK)