HC-KAR

NC: 2026:KHC-D:8455
WP No. 101056 of 2026

IN THE HIGH COURT OF KARNATAKA AT DHARWAD

DATED THIS THE 29TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

WRIT PETITION NO. 101056 OF 2026 (S-RES)

BETWEEN:

1. TIMMAPPA S/O. BADKA GONDA
   AGE: 39 YEARS, OCC: KND -957, CSP EMPLOYEE,
   R/O. SHEDKULI JALI ROAD, 6TH CROSS ,
   BHATKAL, TQ: BHATKAL,
   DIST: UTTARKANNADA-581320.

2. SHIVANANDA S/O. KORGA MOGER
   AGE: 38 YEARS, KND -972, CSP EMPLOYEE,
   R/O. SANNIMANE, MOGERKERI, MUNDALLI,
   BHATKAL, TQ: BHATKAL,
   DIST: UTTARKANNADA-581320.

3. BHASKER S/O. NARAYAN DEVADIGA
   AGE: 36YEARS, KND -937, CSP EMPLOYEE,
   R/O. SHASIHITLU, ULMANNU, BENGRE-1,
   BHATKAL, TQ: BHATKAL,
   DIST: UTTARKANNADA-581421.

4. DATTATRAYA S/O. MANJUNATH MOGER
   AGE: 38 YEARS, KND -965, CSP EMPLOYEE,
   R/O: BIDRAKERI, MADIKERI, BAILURU,
   BHATKAL, TQ: BHATKAL,
   DIST: UTTARKANNADA-581350.

5. IRAPPA S/O. BADRA NAIK
   AGE: 38 YEARS, KND -940, CSP EMPLOYEE,
   R/O: BADRANMANE, BENGRE, ULMAN,
   BHATKAL, TQ: BHATKAL,
   DIST: UTTARKANNADA-581421.

6. SHANKER S/O MANJU MOGER
   AGE: 37 YEARS, KND -942, CSP EMPLOYEE,
   R/O. KOMBENMANE, JALIKODI, BHATKAL,
   TQ: BHATKAL, DIST: UTTARKANNADA-581320 .

MOHANKUMAR B SHELAR

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Location: High Court of Karnataka, Dharwad Bench
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7. SHIVANAND S/O. LACHMAYYA NAIK
   AGE: 37 YEARS, KND -959, CSP EMPLOYEE,
   R/O. LAXMINILAYA, NAIKERKERI, HEBLE,
   BHATKAL, TQ: BHATKAL,
   DIST: UTTARKANNADA-581320.

8. SRIDHAR S/O. MANJU GONDA
   AGE: 36 YEARS, KND -935, CSP EMPLOYEE ,
   R/O: SAMPENKERI, HEBLE, BHATKAL,
   TQ: BHATKAL, DIST: UTTARKANNADA-581320.

9. JAYANT S/O. MALLA MOGER
   AGE: 40YEARS, KND -932, CSP EMPLOYEE,
   R/O: NEERANMANE, GORTE, BHATKAL,
   TQ: BHATKAL, DIST: UTTARKANNADA-581320.

10. VENKTESH S/O. NARAYAN NAIK
    AGE: 45 YEARS, KND -945, CSP EMPLOYEE,
    R/O: SHIRALIKERI ,SHIRALI, BHATKAL,
    TQ: BHATKAL, DIST: UTTARKANNADA-581354.

11. PUNDALIK S/O. VENKATRAMAN NAIK
    AGE: 35 YEARS, KND -955, CSP EMPLOYEE,
    R/O: KELAGIMANE, KAIKINI,
    TQ: BHATKAL, DIST: UTTARKANNADA-581421.

12. SHIVARAM S/O. LACHMAYYA NAIK
    AGE: 41 YEARS, KND -960, CSP EMPLOYEE ,
    R/O: NAIKERKERI, HEBLE, BHATKAL
    TQ: BHATKAL, DIST: UTTARKANNADA-581320.

13. YOGESH S/O. LAXMAN HARIKANT
    AGE: 30 YEARS, KND -931,CSP EMPLOYEE,
    R/O: LINGANMANE, MAVALLI-1, MURDESWAR,
    TQ: BHATKAL, DIST: UTTARKANNADA-581350.

14. MARUTI S/O. SHANKER NAIK
    AGE: 34 YEARS, KND -949, CSP EMPLOYEE,
    R/O: HADEEN, KUNJIHONDA, BELKE,
    TQ: BHATKAL, DIST: UTTARKANNADA-581320.

15. NAGRAJ S/O. SUKRU HARIKANT
    AGE: 26 YEARS, KND -933, CSP EMPLOYEE,
    R/O: HARIKANTRKERI, BAILURU,
    TQ: BHATKAL, DIST: UTTARKANNADA-581350.

16. JAGADISH S/O. TIMMAPPA HARIKANT
AGE: 34 YEARS, KND -934, CSP EMPLOYEE,
R/O: KANNADA SALE, MAVALLI-2,
MURDESHWAR, TQ: BHATKAL,
DIST: UTTARKANNADA-581350.

17. SUBRAMANYA S/O. BABU VAIDYA
AGE: 34 YEARS, KND -946, CSP EMPLOYEE,
R/O: BIDRAKERI, MADIKERI, BAILURU,
BHATKAL, TQ: BHATKAL,
DIST: UTTARKANNADA-581350.

18. SACHIN S/O. VENKTESH KHARVI
AGE: 30 YEARS, KND -941, CSP EMPLOYEE,
R/O: SUPRITA NILAYA, MAVINKURVE BANDUR,
BHATKAL, TQ: BHATKAL,
DIST: UTTARKANNADA-581320.

19. JANARDHAN S/O. HANUMANT MOGER
AGE: 35 YEARS, KND -938, CSP EMPLOYEE ,
R/O: ALVEKODI, SHIRALI -1, BHATKAL,
TQ: BHATKAL, DIST: UTTARKANNADA-581354.

20. PURANDAR S/O. MANJAPPA MOGER
AGE: 38 YEARS, KND -939, CSP EMPLOYEE ,
R/O: HERTAR, HEBLE, BHATKAL,
TQ: BHATKAL, DIST: UTTARKANNADA-581320.

21. MADEV S/O. SANNAPPA MOGER
AGE: 44 YEARS, KND -944, CSP EMPLOYEE ,
R/O: BELNI, MAVINKURVE, BHATKAL,
TQ: BHATKAL, DIST: UTTARKANNADA-581320.

22. PURANDAR S/O. NARAYAN NAIK
AGE: 37 YEARS, KND -950, CSP EMPLOYEE,
R/O: YELVADIKAVUR, HADEEN, BHATKAL,
TQ: BHATKAL, DIST: UTTARKANNADA-581320.

23. KARUNAKAR S/O. VENKAPPA MOGER
AGE: 35 YEARS, KND -951, CSP EMPLOYEE,
R/O: MOGERKERI, BELKE, BHATKAL
TQ: BHATKAL, DIST: UTTARKANNADA-581320.

24. ANIL S/O. MANJUNATH MOGER
AGE: 32 YEARS, KND -947, CSP EMPLOYEE,
R/O: KURADANMANE, TUDALLI, BAILURU,
TQ: BHATKAL, DIST: UTTARKANNADA-581320.

25. SURESH S/O. JATAGA MOGER
AGE: 30 YEARS, KND -936, CSP EMPLOYEE,
R/O: DIVGERI,MAVALLI-2, MURDESHWAR,
TQ: BHATKAL, DIST: UTTARKANNADA-581350.

26. RAGHVENDRA S/O. NAGAPPA NAIK
AGE: 34 YEARS, KND -948, CSP EMPLOYEE,
R/O: NIRASATTI MANE, MUTTALLI, BHATKAL,
TQ: BHATKAL, DIST: UTTARKANNADA-581320.

27. DEVARAJ S/O. MASTI GOND
AGE: 30 YEARS, KND -943, CSP EMPLOYEE,
R/O: KITRE, MARUKERI, BHATKAL
TQ: BHATKAL, DIST: UTTARKANNADA-581320.

... PETITIONERS

(BY SRI D.J. NAIK, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED ITS PRINCIPAL SECRETARY
DEPARTMENT OF FINANCE
VIDHAN SOUDHA, BEGALURU-01.

2. HOME SECRETARY, HOME DEPARTMENT,
VIDHAN SOUDHA, BENGALURU-01.

3. AUDIT GENERAL (GE6-A)
BENGALURU, KARNATAKA-01.

4. DIRECTOR GENERAL OF POLICE
NRAPATUNGA ROAD, BENGALURU-01.

5. SUPRINTENDENT OF POLICE
COASTAL SECURITY POLICE, UDUPI -576101.

... RESPONDENTS

(BY SMT. KIRTILATA R PATIL, HCGP)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE WRIT OF MANDAMUS DIRECTING THE RESPONDENT NO.1 AND 2 TO REGULARIZE THE PETITIONERS SOFAR AS PETITIONERS ARE CONCERNED AND ETC.,

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

ORAL ORDER

(PER: HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM)

1. The present writ petition is filed seeking issuance of a writ of mandamus directing respondent Nos.1 and 2 to regularise the services of the petitioners and extend all consequential service benefits from the date of their initial engagement as daily wage employees till the date of regularisation.

2. Learned High Court Government Pleader is directed to accept notice for respondent Nos.1 and 2 and has entered appearance.

3. At the outset, the learned High Court Government Pleader would submit that the writ petition, in its present form, is not maintainable, as the petitioners have approached this Court directly without first submitting any representation before the competent authority seeking regularisation of their services.

4. This Court finds considerable force in the preliminary objection raised by the learned High Court

Government Pleader. A perusal of the pleadings would indicate that the petitioners have not placed any material on record to demonstrate that they had approached the competent authority by way of a representation seeking regularisation.

5. The writ petition is conspicuously silent regarding the submission of any representation to the respondents. There is also no averment alleging inaction or failure on the part of the competent authority to consider any such representation so as to warrant interference by this Court in exercise of its extraordinary jurisdiction under Article 226 of the Constitution of India.

6. In the absence of any prior demand before the competent authority and a corresponding refusal or failure to consider such request, this Court is of the considered view that the petitioners cannot invoke the writ jurisdiction of this Court by seeking a writ of mandamus as a matter of course. The petitioners are required to first approach the

competent authority by submitting an appropriate representation seeking regularisation in accordance with law.

7. Accordingly, the writ petition stands ***disposed of***, reserving liberty to the petitioners to submit a detailed representation before the competent authority seeking regularisation of their services. If such representation is submitted, the competent authority shall consider and dispose of the same in accordance with law within a reasonable period, without being influenced by the disposal of the present writ petition.

Sd/-
(SACHIN SHANKAR MAGADUM)
JUDGE

VNP / CT: GSM
List No.: 1 Sl No.: 15