IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 25TH DAY OF JUNE, 2026

BEFORE

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

WRIT PETITION NO.201619 OF 2026 (EDN-RES)

BETWEEN:

DR AHTASHAM HUSSAIN
S/O DR. KHURSHEED ANWAR,
AGED ABOUT 38 YEARS,
OCC: POSTGRADUATE STUDENT
(MD GENERAL MEDICINE),
FACULTY OF MEDICAL SCIENCES,
KHAJA BANDANAWAZ UNIVERSITY,
KALABURAGI,

PERMANENT ADDRESS:

GULSHAN NAGAR, PANIPAT ROAD,
SHAMLI – 247 776, UTTAR PRADESH

Digitally signed by SWETA KULKARNI
Location: HIGH COURT OF KARNATAKA

PRESENT ADDRESS:

VIMAL RESIDENCY, MAHAVEER NAGAR,
OLD JEWARGI ROAD,
KALABURAGI – 585 103.

…PETITIONER

(BY SRI. SANGOLI NAGANNA, ADVOCATE)

AND:

1. VICE CHANCELLOR
   KHAJA BANDANAWAZ UNIVERSITY.

2. PRO VICE CHANCELLOR
KHAJA BANDANAWAZ UNIVERSITY.

3. REGISTRAR
KHAJA BANDANAWAZ UNIVERSITY.

4. PRESIDING OFFICER,
INTERNAL COMPLAINTS COMMITTEE (ICC)
KHAJA BANDANAWAZ UNIVERSITY.

5. DEAN,
FACULTY OF MEDICAL SCIENCES
KHAJA BANDANAWAZ UNIVERSITY

ALL ARE AT:

ADMINISTRATIVE OFFICE,
KHAJA BANDANAWAZ UNIVERSITY,
ROZA-I-BUZURG,
KALABURAGI – 585 104.

…RESPONDENTS

(BY SRI. MAHMOOD PATEL, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT OF CERTIORARI, QUASHING THE SUSPENSION ORDER BEARING NO.KBNU / FOMS / ICC / F-813 DATED 27.03.2026 (ANNEXURE-F) PASSED BY R-3 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

In this petition, petitioner seeks the following reliefs:

"a) Issue a Writ of Certiorari quashing the Suspension Order bearing No.KBNU/FOMS/ICC/F-813 dated 27.03.2026 (Annexure-F) passed by R-3.

b) Issue a Writ of Mandamus directing the respondents to:

Reinstate the Petitioner to academic course and clinical postings.

Permit attendance of classes and examinations

c) Issue any other suitable Writ, Order or Direction as this Hon'ble Court deems fit under the facts & circumstances of the case, interest of justice and equity."

2. When the matter came up before this Court on 10.06.2026, this Court passed the following order:

"Learned counsel for the respondents submits that without prejudice to the rights and contentions of the parties, petitioner – student would be permitted to attend the classes in the respondent – College / University.

The said submission is placed on record.

Re-list on 24.07.2026.

In the meanwhile, without prejudice to the rights and contentions of the parties and subject to the final

outcome of the petition, petitioner – student is permitted to attend the classes in the respondent – College / University, until further orders.

Office objections are over-ruled for the present."

3. Subsequently, the respondent – University has filed a memo for disposal enclosing copy of the order dated 08.06.2026. The said memo for disposal reads as under:

"Herein, the Respondents in the above case respectfully submit as under;

1. The present Writ Petition has been filed challenging the Interim Suspension Order dated: 27.03.2026 issued by the 3rd Respondent.

2. During the pendency of the above proceedings, the 3rd Respondent has reconsidered the said Interim Suspension Order upon consideration of the representations submitted by the Writ Petitioner.

3. Consequently, the 3rd Respondent has passed Order No.KBNU/Admin/Legal Cases/2025-26/F-83/1245 dated 08.06.2026 modifying the interim suspension arrangement and permitting the Writ Petitioner to attend academic classes, participate in internal assessments, appear for examinations and undertake regulated academic activities, subject to the conditions stipulated regarding the ICC Inquiry proceedings therein.

4. A copy of the said order dated: 08.06.2026 is produced herewith for kind perusal of this Hon'ble High Court.

5. In view of the aforesaid subsequent development, the grievance raised in the Writ Petition does not substantially survive for adjudication and has been adequately addressed by the subsequent reconsideration order.

Wherefore, the Respondents respectfully pray that this Hon'ble Court may be pleased to take the subsequent order dated 08.06.2026 on record and dispose of the Writ Petition in terms of the said order in the interests of justice and equity."

4. The order dated 08.06.2026 enclosed along with the memo reads as under:

KBNU/Admin/Legal Cases/2025-26/F-83/1245 *8th June, 2026*

ORDER

Sub: Reconsideration of Interim Suspension Order dated 27.03.2026 in respect of Dr. Ahtasham Hussain-reg

Ref: 1. Suspension Order dated 27.03.2026

2. Representations submitted by Dr. Ahtasham Hussain dated 05.04.2026 and subsequent representations

3. Pending proceedings before the Hon'ble High Court of Karnataka, Kalaburagi Bench

* * * *

Whereas serious allegations were received against Dr.Ahtasham Hussain, PG Student, Department of General Medicine, Faculty of Medical Sciences, KBN University.

And whereas an interim suspension order dated 27.03.2026 was issued in the interest of institutional discipline and fair inquiry. However, he was allowed to appear for the Internal Examinations.

The following modified interim arrangement is hereby ordered pending further proceedings:

1. *Dr. Ahtasham Hussain is hereby permitted to attend academic classes, participate in internal assessments, appear for examinations and undertake regulated academic activities, subject to strict compliance with the present order.*

2. *Clinical postings shall be permitted only as specifically regulated by the Dean, Faculty of Medical Sciences, with liberty to alter shifts, change units/departments, restrict interaction areas and impose supervisory conditions.*

3. *Dr. Ahtasham Hussain shall not contact, communicate, interact, influence and intimidate, directly or indirectly, the complainants or connected witnesses.*

4. *The Dean/Administration may restrict entry into identified departments, units, hostels or other sensitive institutional areas if deemed necessary in the interest of discipline and institutional harmony.*

5. *The petitioner shall submit an undertaking within 3 days affirming that he shall maintain discipline, not interfere with inquiry proceedings, not engage in retaliatory conduct and abide by all institutional directions.*

6. *This order does not amount to exoneration, shall remain subject to pending inquiry/proceedings and is issued purely as an interim administrative arrangement."*

5. In view of the aforesaid memo and the order passed by the respondent, nothing further survives in the present petition, which is accordingly ***disposed of.***

6. Liberty is reserved in favour of the parties to take recourse to such remedies as available in law including approaching this Court subsequently, if the occasion so arises.

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

SV
List No.: 1 Sl No.: 49