



HC-KAR

IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 26TH DAY OF MAY, 2026
PRESENT
THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE
AND
THE HON'BLE MRS JUSTICE GEETHA K.B.

WRIT PETITION NO. 104397 OF 2026 (S-KAT)

BETWEEN:

M. M. TAHASILDAR
S/O. MALIKSAB,
AGE: 42 YEARS,
OCC: POLICE INSPECTOR,
VIDYAGIRI POLICE STATION,
DHARWAD – 580 008,
R/O. VIDYAGIRI,
DHARWAD.

... PETITIONER

(BY SRI. MALLIKARJUN S. HIEMATH, ADV.)

AND:

1. STATE OF KARNATAKA,
BY ITS PRINCIPAL SECRETARY,
DEPARTMENT OF HOME,
VIDHAN SOUDHA,
BENGALURU – 560 001.
2. THE DIRECTOR GENERAL
AND INSPECTOR GENERAL OF
POLICE KARNATAKA STATE,
NRUPATUNGA ROAD,
BENGALURU – 560 003.





3. THE COMMISSIONER OF POLICE
HUBBLI - DHARWAD
POLICE COMMISSIONERATE,
NAVANAGAR,
HUBBALLI – 580 020.

... RESPONDENTS

(BY SRI. T. HANUMAREDDY, AGA FOR RESPONDENTS)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO QUASH THE IMPUGNED ORDER DT. 13.05.2026 (ANNEXURE-B) PASSED IN APPLICATION NO.10597/2026 PASSED BY THE KARNATAKA STATE ADMINISTRATIVE TRIBUNAL, BELAGAVI, REJECTING THE INTERIM PRAYER OF STAY OF IMPUGNED SUSPENSION ORDER (ANNEXURE-A6) BY ISSUING A WRIT OF CERTIORARI AS ILLEGAL BY ALLOWING THIS WRIT PETITION AND ETC.,

THIS WRIT PETITION, COMING ON FOR ORDERS THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE
AND
THE HON'BLE MRS JUSTICE GEETHA K.B.



HC-KAR

ORAL ORDER

(PER: THE HON'BLE MRS JUSTICE GEETHA K.B.)

1. Learned Addl. Government Advocate accepts notice for respondent Nos.1 to 3.
2. Heard the learned counsel for the petitioner and learned Addl. Government Advocate for the respondents-State.
3. This petition is filed challenging the order dated 13.05.2026 in Application No.10597/2026, passed by the Karnataka State Administrative Tribunal, Belagavi ('the KSAT', for short), only issuing emergent notice to the respondents and declining ex-parte interim stay as prayed in the interim application.
4. The petitioner was kept under suspension as per Annexure-A6 dated 30.04.2026 by making certain allegations that he demanded bribe of Rs.2,000/- each from some of the persons who were detained on the allegation of consumption of ganja. It is stated in the



petition that, on 26.04.2026, petitioner arrested 18 persons and subjected them to medical examination.

5. It appears that, 18 persons were taken to police station and were subjected to medical examination on the suspicion of consumption of narcotic drugs. After receipt of medical report, two FIRs were lodged against 8 persons alleging the offence punishable under Section 27(b) of NDPS Act, 1985.
6. Two days thereafter, son of the first informant committed suicide and first information was lodged on the same day, wherein no allegation is made against the petitioner or any police official. However, there is allegation of demanding bribe against the petitioner in the suspension order dated 30.04.2026.
7. Petitioner has produced some materials to show that the alleged suicide took place two days after the alleged incident of detention and release. Not only the first informant's son, but 9 other persons were also released



on that date. Under these circumstances, the Court is of the view that, *prima facie*, the arrest cannot be said to be *mala fide*.

8. The Court is of the view that a *prima facie* case is made out to grant stay order.
9. Under the above said facts and circumstances, without adverting to the merits of the matter, the operation of the suspension order passed against the petitioner is required to be stayed till disposal of the interim application for stay pending before the Tribunal in Application No.10597/2026. Accordingly, we proceed to pass the following:

ORDER

- i. The operation of the impugned suspension order dated 30.04.2026 at Annexure-A6 is stayed till disposal of the interim application for stay filed in Application No.10597/2026.



- ii. The KSAT shall consider the stay application on the merits without being influenced by any of the observations made above. The observations made here are only confined to the merit of the impugned order declining *ex parte* stay and nothing beyond.
- iii. Writ petition stands disposed of accordingly.

**Sd/-
(ANANT RAMANATH HEGDE)
JUDGE**

**Sd/-
(GEETHA K.B.)
JUDGE**

gab
CT: ASC
List No.: 1 Sl No.: 4