Karnataka High Court

Gurappa S/O Kanakappa Ronad vs The Divisional Controller on 6 January, 2010

Author: K.L.Manjunath And Kumar

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IN THE HEGI-I COURT OF' KARNATAKA, CIRCUIT BENCI-Is."-".__'l'
DI-IARWAD.

DATED THIS THE 6TH DAY 01? JANUARY 20_1;_0'*   T"
IZRESENT _  p
THE HON'BLE MRJUSTICE  "
AND

THE HONBLE3 MR. JUsT1CE:s».}§lRAV1Nr3~Ktirté-Aléii H

Writ Appeal'No.

Between:

Gurappa :
S / 0. Kanakappa l?{jt5nam:l,'«

Age. 4'7Yea=1~s,    "
Occ. Nil,   if

R/0. Jai<:ka1--i,_"j;p

'I'q.Roi1, _

Dist. Gadag. '

.. Appellant

(By Sri;  Nagmfajappa; Ativocate)

' ~..Th.e-Di;r.§si<)nal'Cnntr01ler,
N~.W';-K.R.T.--C;. 1
Gadag D.§'vrisi§9-xi,
-- Gaciag. '
 " .. Respondent

  iztrrit appeal is filed 11/ S. 4 of Karnataka High Court Act,

 . 'V:pr';aying? to set aside the order dtd. 1'7/03/2006 passed by the
 V  1earne'd'Single Judge in WP. No. 46872/02(L.K.} and upheld the

x," ,7
if


award passed by the Labour Court, Hubli in KID No. 6/ 1999 Dtd.
16/ 01/ 2002 and consequently direct the respondent to reinstate
the appellant into service with continuity of service, along with full
back wages from the date of order of removal till reinstatement
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along with all other consequential benefits. 7

This appeal coming on for preliminary hearing~~--.this__i

Manjunath, J ., delivered the following: «

JUDGMENT
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There is a delay of 970 days in ☐in:g.th':3'_iiai';13ea1_. 'T

2. We have heard the counsel'f_01v._the a'ppellant.j

3. Perused the application ☐ed---to:.cond.one th'edAelAa'iy in ☐ling the appeal. The writ petition /O3/2006. He has ☐ed of certi☐d copy six months after the judgmentiihas the learned Single Judge. He has appliedfor on 09/2006 and has obtained the tl'1§."$arf;ep'day.i"The appeal is filed on 30/01/2009. The very-fact. is}a delay in filing the application for grant of certified ~.copyV.won.ld show the interest evinced by the appellant to ".'«l..i:§.}rOJSBCut€ tiie? appeal. The grounds urged by the appellant to 1'-.i.xc'ond01'2.e' the delay are unemployment and poverty. The same be considered as a ground to condone the delay, as the