

ವಿಧಾನ ಪರಿಷತ್ತಿನ ಮಾನ್ಯ ಸದಸ್ಯರಾದ ಶ್ರೀ ಪುಟ್ಟಣ್ಣ ಇವರು ನಿಯಮ 330 ರಡಿಯಲ್ಲಿ ಮಂಡಿಸಿರುವ
ಗಮನ ಸೆಳೆಯುವ ಸೂಚನೆಗೆ ಉತ್ತರ.


ಸೂಚನೆ:-

ಬೃಹತ್ ಬೆಂಗಳೂರು ಮಹಾನಗರ ಪಾಲಿಕೆ ವ್ಯಾಪ್ತಿಯ ಶಾಲಾ ಕಾಲೇಜುಗಳಲ್ಲಿ ಹಲವಾರು ವರ್ಷಗಳಿಂದ ಹೊರಗುತ್ತಿಗೆ ಆಧಾರದ ಮೇಲೆ ನೂರಾರು ಬೋಧಕ ಬೋಧಕೇತರ ಸಿಬ್ಬಂದಿಯವರು ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುತ್ತಿದ್ದಾರೆ. ಇವರು ವಿದ್ಯಾರ್ಥಿಗಳಿಗೆ ಉತ್ತಮ ಶಿಕ್ಷಣ ನೀಡುವಲ್ಲಿ ತುಂಬಾ ಶ್ರಮವಹಿಸಿ ಕೆಲಸ ಮಾಡುತ್ತಿದ್ದಾರೆ. ಹಲವಾರು ವರ್ಷಗಳಿಂದ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುತ್ತಿರುವ ಇವರು ಈಗಾಗಲೇ ವಯೋಮಿತಿ ಮೀರಿದ್ದು ಬೇರೆಲ್ಲು ಸರ್ಕಾರಿ ನೌಕರಿಗೆ ಸೇರಲು ಸಾಧ್ಯವಾಗುವುದಿಲ್ಲ. ಹೊರಗುತ್ತಿಗೆ ಆಧಾರದ ಮೇಲೆ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುತ್ತಿರುವ ಬೇರೆ ಇಲಾಖೆಗಳ ನೌಕರಿಗೆ ವೇತನ ಹೆಚ್ಚಳ ಮಾಡಿದ್ದು ಪಾಲಿಕೆ ವ್ಯಾಪ್ತಿಯ ಶಾಲಾ ಕಾಲೇಜುಗಳಲ್ಲಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುತ್ತಿರುವ ಬೋಧಕ ಬೋಧಕೇತರ ಸಿಬ್ಬಂದಿಯವರಿಗೆ ವೇತನ ಭತ್ಯೆ ಹೆಚ್ಚಳ ಹಾಗೂ ಹೈಕೋರ್ಟ್ ಆದೇಶದಂತೆ ಪಾಲಿಕೆ ವ್ಯಾಪ್ತಿಯ ಶಾಲಾ ಕಾಲೇಜುಗಳಲ್ಲಿ ಖಾಯಂಗೊಳಿಸಬೇಕೆಂಬ ವಿಷಯದ ಬಗ್ಗೆ.

ಉತ್ತರ:

- ಬೃಹತ್ ಬೆಂಗಳೂರು ಮಹಾನಗರ ಪಾಲಿಕೆ ವ್ಯಾಪ್ತಿಯ ಶಾಲಾ ಕಾಲೇಜುಗಳಲ್ಲಿ ಹೊರಗುತ್ತಿಗೆ ಆಧಾರದ ಮೇಲೆ ಕಾರ್ಯನಿರ್ವಹಿಸುತ್ತಿರುವ ಹೊರಗುತ್ತಿಗೆ ಶಿಕ್ಷಕರು / ಉಪನ್ಯಾಸಕರುಗಳನ್ನು 2024-25ನೇ ಸಾಲಿನಿಂದ ಸರ್ಕಾರದ ನಿಯಮಾವಳಿಗಳಂತೆ ಎಸ್.ಡಿ.ಎಂ.ಸಿ ಹಾಗೂ ಸಿ.ಡಿ.ಸಿ ಮೂಲಕ ನೇಮಕ ಮಾಡಿಕೊಂಡು ಗೌರವಧನ ಪಾವತಿಸಲಾಗುತ್ತಿರುತ್ತದೆ.
- ಸದರಿ ಶಿಕ್ಷಕರು / ಉಪನ್ಯಾಸಕರುಗಳಿಗೆ ಈ ಕೆಳಕಂಡಂತೆ ಗೌರವಧನ ಹೆಚ್ಚಿಸುವ ಸಂಬಂಧ ಕಡತವು ಬಿಬಿಎಂಪಿಯಲ್ಲಿ ವ್ಯವಹರಣೆಯಲ್ಲಿರುತ್ತದೆ.
- ಹೈಕೋರ್ಟ್ ಆದೇಶದಂತೆ ಪಾಲಿಕೆ ವ್ಯಾಪ್ತಿಯ ಶಾಲಾ ಕಾಲೇಜುಗಳಲ್ಲಿ ಕಾರ್ಯನಿರ್ವಹಿಸುತ್ತಿರುವ ಅತಿಥಿ ಶಿಕ್ಷಕರು / ಉಪನ್ಯಾಸಕರುಗಳನ್ನು ಖಾಯಂಗೊಳಿಸಬೇಕೆಂಬುದರ ಬಗ್ಗೆ ಯಾವುದೇ ಆದೇಶವನ್ನು ಹೊರಡಿಸಿರುವುದಿಲ್ಲ ಹಾಗೂ ಈ ಸಂಬಂಧ ಯಾವುದೇ ಕ್ರಮ ಕೈಗೊಂಡಿರುವುದಿಲ್ಲ (ಮಾನ್ಯ ಉಚ್ಚ ನ್ಯಾಯಾಲಯದ ಪ್ರತಿಯನ್ನು ಅನುಬಂಧದಲ್ಲಿ ನೀಡಿದೆ).

ಸಂಖ್ಯೆ: ನಅಇ 92 ಎಂಎನ್‌ಯು 2025


(ಡಿ.ಕೆ.ಶಿವಕುಮಾರ್)
ಉಪ ಮುಖ್ಯಮಂತ್ರಿ

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF NOVEMBER, 2016

BEFORE

THE HON'BLE Mr. JUSTICE ARAVIND KUMAR

WRIT PETITION Nos.27420-27424/2016 (S-REG)

C/W.

WRIT PETITION NOS.11992 & 12025-12099/2015 (S-REG)

WRIT PETITION Nos.27420-27424/2016

BETWEEN:

1. SRI RAVI KUMAR B C
S/O CHIKKANNA
AGED ABOUT 39 YEARS
WORKING AS
ASSISTANT HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
CHAMRAJPET
BANGALORE-560 018
2. SRI RAJEEVA B S
S/O SHIVALINGAIAH B
AGED ABOUT 28 YEARS
WORKING AS ASSISTANT
HIGH SCHOOL TEACHER
BBMP HIGH SCHOOL
GANGA NAGAR
BANGALORE-560 032
3. SRI PURUSHOTHAMA M
S/O MUNISWAMAPPA
AGED ABOUT 29 YEARS

WORKING AS ASSISTANT
HIGH SCHOOL TEACHER
BBMP HIGH SCHOOL
GANGA NAGAR
BANGALORE-560 032

4. SRI GANGA NAIK
S/O POMYA NAIK
AGED ABOUT 35 YEARS
WORKING AS
HIGH SCHOOL TEACHER
BBMP HIGH SCHOOL
CHAMRAJPET
BANGALORE-560 018

5. SMT. R JAYALAKSHMI
W/O ANJANAPPA
AGED ABOUT 46 YEAR
WORKING AS
NURSERY SCHOOL TEACHER
BBMP NURSERY SCHOOL
DINNUR
BANGALORE-560 032

... PETITIONERS

(By Sri. LAKSHMINARAYAN, SR. COUNSEL
A/W.SMT. SHILPA RANI, ADV.)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY ITS
CHIEF SECRETARY
VIDHANA SOUDHA
BANGALORE-560 001
2. THE STATE OF KARNATAKA
REPRESENTED BY ITS
PRINCIPAL SECRETARY
URBAN DEVELOPMENT

BANGALORE-560 001

3. BRUHAT BANGALORE
MAHANAGARA PALIKE
REPRESENTED BY ITS
COMMISSIONER
N R SQUARE
BANGALORE-560 002.

... RESPONDENTS

(By Sri.E.S.INDIRESH, AGA FOR R-1 & 2,
Dr.R.RAMACHANDRAN, ADV. FOR R-3)

THESE WRIT PETITIONS ARE FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT THE RESPONDENTS TO REGULARIZE THE SERVICE OF THE PETITIONERS ON PAR WITH THAT OF PART TIME TEACHERS REGULARISED BY THE BBMP AND TO PAY THE SALARY AND THE ALLOWANCES ADMISSIBLE TO THE RESPECTIVE POSTS HELD BY THE PETITIONERS;

WRIT PETITION Nos. 11992 & 12025-12099/2015:

BETWEEN:

1. SRI .RAGHAVENDRA .V
S/O VENKATESH MURTHY
AGED ABOUT 34 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
NEELASANDRA
BANGALORE-560 047
2. SRI PRASANNA KUMAR P. S
S/O SHIVANNA. P
AGED ABOUT 40 YEARS
WORKING AS PRIMARY

SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
AUSTIN TOWN
BANGALORE-560 045

3. SMT. BHAGYALAKSHMI P
W/O MALLIKARJUNA O
AGED ABOUT 29 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
CHINNAIAHNAPALAYA
BANGALORE-560 020.
4. SRI MANJUNATH .M V
AGED ABOUT 28 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
NEELASANDRA
BANGALORE-560 047.
5. KUM. SHOBHA M .D
D/O DODDAMASTAIAH
AGED ABOUT 26 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
NEELASANDRA
BANGALORE-560 047.
6. SMT. LATHAMANI P. T
W/O CHANDRANNA D
AGED ABOUT 35 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
NEELASANDRA
BANGALORE-560 047.

7. SRI NANJAPPA Y. L
S/O LAKKAPPA
AGED ABOUT 43 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
AUSTIN TOWN
BANGALORE-560 045.
8. SMT. RAJESHWARI B H
D/O HANUMANTHAIH
AGED ABOUT 49 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
NEELASANDRA
BANGALORE-560 047.
9. SMT. ANITHA G M
W/O BASAVARAJAPPA
AGED ABOUT 27 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
NEELASANDRA
BANGALORE-560 047.
10. SMT. M.H CHANDRAKALA
W/O V .M. JAYARAJU
AGED ABOUT 33 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
MARAPPAN PALYA,
YASHWANTHPURA
BANGALORE-560 055.
11. KUM. SHILPA .R

D/O RANGAPPA
AGED ABOUT 27 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
NEELASANDRA
BANGALORE-560 047.

12. SMT. SOWMYA. K
W/O RAMESH. R
AGED ABOUT 34 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
AKKIPET
BANGALORE-560 053.
13. SMT. MUBEEN TAJ
W/O SALIM PASHA
AGED ABOUT 40 YEARSS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
N .P STREET, THIMMAIAH ROAD
BANGALORE-560 001.
14. SMT. PUSHPAVATHI. O. A
W/O S .M. NAGESH
AGED ABOUT 34 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
AKKIPET
BANGALORE-560 053.
15. SMT. KOUSER JAHAN
W/O G. ISRAR AHMED
AGED ABOUT 38 YEARS
WORKING AS PRIMARY

SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
N P STREET, THIMMAIAH ROAD
BANGALORE-560 001.

16. SMT. SHAHEENA BEGUM
D/O BASHU SAB
AGED ABOUT 48 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
N .P STREET, THIMMAIAH ROAD
BANGALORE-560 001.
17. SMT .MAHALAKSHMI V
D/O VARADARAJU .K
AGED ABOUT 37 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
TASKAR TOWN
BANGALORE-560 051.
18. SMT. MANJAMMA M
D/O MARAPPA .T
AGED ABOUT 44 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
JOGUPALYA, USLOOR
BANGALORE-560 008.
19. SMT. PUSHPA M. B
W/O SRI RAMESH B. M
AGED ABOUT 29 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
MARAPPANA PALYA,

YESHWANTHPURA
BANGALORE-560 055.

20. SMT .NETHRAVATHI. G
D/O GANGA NAIK
AGED ABOUT 33 YEARS
WORKING AS PRIMARY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
MARAPPANA PALYA,
YASHWANTHPURA
BANGALORE-560 022.
21. SRI NAGARAJU B. K
S/O KRISHNAPPA. B
AGED ABOUT 50 YEARS
WORKING AS HIGH SCHOLL
TEACHER
BBMP BOYS HIGH SCHOOL
TASKER TOWN
SHIVAJINAGAR
BANGALORE-560 051.
22. SRI VIJAYAKUMAR C. V
S/O VEERABHADRAIAH. V
AGED ABOUT 45 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL
SADASHIVA MODALIYAR ROAD
MURPHY TOWN, ULSOOR
BANGALORE-560 008.
23. SRI VEERESHA NAIKA .T
S/O THAVRYA NAIKA
AGED ABOUT 34 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL

SADASHIVA MODALIYAR ROAD
MURPHY TOWN
ULSOOR
BANGALORE-560 008.

24. SMT. MANJULA A. S
W/O DINESH .P
AGED ABOUT 28 YEARS
WORKING AS ASSISTANT
TEACHER
BBMP BOYS HIGH SCHOOL
AUSTIN TOWN
BANGALORE-560 047.
25. SMT. NEELA MARY .A
W/O PRADHAN EPHREM P
AGED ABOUT 25 YEARS
WORKING AS ASSISTANT
TEACHER
BBMP BOYS HIGH SCHOOL
AUSTIN TOWN
BANGALORE-560 047.
26. SMT. PUSHPAVATHI S C
W/O BASAVARAJU G M
AGED ABOUT 40 YEARS
WORKING AS HIGH SCHOOL
TEACHER
SRIMATHI PRAMILABAI MANE
BBMP HIGH SCHOOL
VIDYARANYA NAGAR
BANGALORE-5600 023.
27. SRI NINGARAJU .S
S/O SIDDEGOWDA
AGED ABOUT 33 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP BOYS HIGH SCHOOL

PILLANNA GARDEN
BANGALORE-560 084.

28. SRI MANJUNATH D .S
S/O SHIVANANJAPPA
AGED ABOUT 28 YEARS
WORKING AS ASSISTANT MASTER
BBMP GIRLS HIGH SCHOOL
K .G .NAGAR
BANGALORE-560 018.
29. SRI SIDDALINGESHA.K
S/O KURIYAPPA
AGED ABOUT 24 YEARS
WORKING AS HIGH SCHOOL
TEACHER
SRIMATHI PRAMILABAI MANE
BBMP HIGH SCHOOL
VIDYARANYA NAGAR
BANGALORE-560 023.
30. SMT. SHOBHA G A
W/O G. RAVI
AGED ABOUT 40 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
VIDYARANYA NAGAR
BANGALORE-560 023.
31. SMT. INDUMATHI S. M
D/O MUNISWAMY
AGED ABOUT 26 YEARS
WORKNG AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
SHANTHINAGAR
BANGALORE-560 025.

32. SMT. SAVITHA H. B
W/O MAHADEVASWAMY
AGED ABOUT 39 YEARS
WORKING AS HIGH SCHOOL
TEACHER
SRIMATHI PRAMILA BAI MANE
BBMP HIGH SCHOOL
VIDYARANYA NAGAR
BANGALORE-560 023.
33. SRI NATESH H. N
S/O NANJE GOWDA
AGED ABOUT 33 YEARS
WORKING AS ASSISTANT MASTER
BBMP GIRLS HIGH SCHOOL
K G NAGAR
BANGALORE-560 019.
34. SRI LOKESHA. N
S/O NANJAJAH
AGED ABOUT 38 YEARS
WORKING AS ASSISTANT MASTER
BBMP GIRLS HIGH SCHOOL
K G NAGAR
BANGALORE-560 018.
35. SRI ESHWARA NAIK. C
S/O CHANDYA NAIK
AGED ABOUT 35 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP BOYS HIGH SCHOOL
BROUD WAY, SHIVAJINAGAR
BANGALORE-560 051.
36. SRI B. N SATHISH KUMAR
S/O B. S NAGARAJ
AGED ABOUT 30 YEARS
WORKING AS HIGH SCHOOL

TEACHER
 BBMP BOYS HIGH SCHOOL
 JOGUPALYA, ULSOOR
 BANGALORE-560 008.

37. SMT SAVITHA B .D
 W/O SHADAKSHARAI AH .G
 AGED ABOUT 40 YAERS
 WORKING AS HIGH SCHOOL
 TEACHER
 SRIMATHI PRAMILA BAI MANE
 BBMP HIGH SCHOOL
 VIDYARANYA NAGAR
 BANGALORE-560 023.
38. SRI NARAYANA MURTHY. K .H
 S/O HANUMANTHARAYAPPA
 AGED ABOUT 32 YEARS
 WORKING AS HIGH SCHOOL
 TEACHER
 SRIMATHI PRAMILA BAI MANE
 BBMP HIGH SCHOOL
 VIDYARANYA NAGAR
 BANGALORE-560 023.
39. SMT. M .R SHASHIKALA
 D/O M. S RANGAPPA
 AGED ABOUT 47 YEARS
 WORKING AS ASSISTANT
 TEACHER
 BBMP GIRLS HIGH SCHOOL
 BANAPPA UDYANAVANA
 BANGALORE-560 002
40. SMT. PADMAREKHA
 D/O SHYAMA RAO R DESHAPANDEY
 AGED ABOUT 47 YEARS
 WORKING AS ASSISTANT TEACHER
 BBMP BOYS & GIRLS HIGH SCHOOL

COX TOWN, PIT COLONY
BANGALORE-560 005.

41. SRI THAMMAIAH D M
S/O LATE MAHADEVAPPA
AGED ABOUT 28 YEARS
WORKING AS ASSISTANT
TEACHER
BBMP HIGH SCHOOL
SHANTINAGAR
BANGALORE-560 025.
42. SMT. SHOBHA H. D
D/O DEVAIAH H. D
AGED ABOUT 38 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
SHANTHINAGAR
BANGALORE-560 025.
43. SMT. PANKAJA B. M
W/O NAGARAJAIAH M R
AGED ABOUT 42 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL
MATHIKERE
BANGALORE-560 054.
44. KUM. CHAITHANYA M. S
D/O SOMASHEKAR D. S
AGED ABOUT 27 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL
SRIRAMPURAM
BANGALORE-560 021.

45. SMT. RADHA
W/O SIDDAPPA
AGED ABOUT 36 YAERS
WORKING AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
BYARASANDRA JAYANAGAR
BANGALORE-5600 011.
46. SRI DHANAVATH RAMESH NAYAK
S/O THAKARYA NAYAK. D
AGED ABOUT 37 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
BYARASANDRA, JAYANAGAR
BANGALORE-5600 011.
47. SRI SANJEEV KUMAR
S/O RAMACHANDRAPPA
AGED ABOUT 36 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL
SADASHIVA MODALIYAR RAOD
MURPHY TOWN, ULSOOR
BANGALORE-560 008.
48. SMT. LAKSHMAMMA. S
D/O SOMANNA
AGED ABOUT 45 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
MAGADI ROAD
BANGALORE-560 023.
49. KUM. DIVYA N .S
D/O SRINIVAS .V

AGED ABOUT 25 YARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
MAGADI ROAD
BANGALORE-560 023.

50. SMT. LEELAVATHI .G
D/O GANGAHANUMAI AH
AGED ABOUT 37 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
MAGADI ROAD
BANGALORE-560 023.
51. SRI MUNIRAJU N .K
S/O KALLAIAH
AGED ABOUT 31 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
MAGADI ROAD
BANGALORE-560 023.
52. SRI RAMACHANDRA. V
S/O VENKATARAMAIAH
AGED ABOUT 35 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP HIGH SCHOOL
GANGANAGARA
BANGALORE-560 032.
53. SRI PRAKASH H. N
S/O NINGAIAH
AGED ABOUT 30 YEARS
WORKING AS HIGH SCHOOL

TEACHER
BBMP GIRLS HIGH SCHOOL
SRIRAMPURAM
BANGALORE-560 021.

54. SRI CHANNAKESHA .P
S/O PRASAD
AGED ABOUT 28 YAERS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL,
THIMMAIAH ROAD
BARATHI NAGAR, (JAYAMAHAJ)
BANGALORE-560 001
55. SMT. KOMALADEVI K
D/O KRISHNE GOWDA. H
AGED ABOUT 40 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL
KEMPE GOWDA NAGAR
BANGALORE-560 018.
56. SRI KEMPE GOWDA .H. N
S/O NARAYANA H. A
AGED ABOUT 36 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL
SRIRAMPURAM
BANGALORE-560 021.
57. KUM. J .GEETHA
D/O JAYARAM NAIDU. A. T
AGED ABOUT 34 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL

SRIRAMPURAM
BANGALORE-560 021.

58. SRI SANTHOSH KUMAR T .H
S/O HANUMAIAH
AGED ABOUT 37 YEARS
BBMP GIRLS HIGH SCHOOL
SRIRAMPURAM
BANGALORE-560 021.

59. KUM LAKSHMI .V
D/O VENKATESH
AGED ABOUT 30 YEARS
BBMP GIRLS HIGH SCHOOL
SRIRAMPURAM
BANGALORE-560 021.

60. SRI JANARDHANA M. K
S/O MAHALINGAPPA
AGED ABOUT 41 YEARS
WORKING AS HIGH SCHOOL
TEACHER
BBMP GIRLS HIGH SCHOOL
MURPHY TOWN, ULSOOR
BANGALORE-560 008.

61. KUM HEMAVATHI .G
D/O GURUSIDDAPPA .S
AGED ABOUT 29 YEARS
BBMP HIGH SCHOOL
GANGANAGARA
BANGALORE-560 032.

62. SRI RAME GOWDA
S/O RAME GOWDA
AGED ABOUT 32 YEARS
BBMP BOYS HIGH SCHOOL
JOUGUPALYA
BANGALORE-560 008.

63. SMT. SHYLAJA
D/O DEVAIAH
AGED ABOUT 39 YEARS
BBMP GIRLS HIGH SCHOOL
DISPENSARY ROAD,
SHIVANJINAGAR
BANGALORE-560 001.
64. SMT. SHARIEF UNNISA
D/O ABDUL REHMAN
AGED ABOUT 46 YEARS
WORKING AS NURSERY SCHOOL
TECHER
CORPORATION NRUSERY SCHOOL
ASHOK NAGAR,
SMPANGI RAM NAGAR
BANGALORE-560 027.
65. SMT. L. D. BHUVANESHWARI
D/O D .I. DURUGACHALLAM
AGED ABOUT 44 YEARS
WORKING AS NURSERY
SCHOOL TEACHER
BBMP NURSERY SCHOOL
AUSTIN TOWN
BANGALORE-560 047.
66. SMT. CHIKKAMUTHYALAMMA
W/O GANGADHAR. M
AGED ABOUT 35 YEARS
WORKING AS NURSERY
SCHOOL TEAHCER
BBMP NURSERY SCHOOL
J. C. ROAD
BANGALORE-560 096.
67. SMT. P .USHAVATHI
W/O P. KRISHNA

AGED ABOUT 35 YEARS
WORKING AS NURSERY
SCHOOL TEACHR
BBMP NURSARY SCHOOL
KORAMANGALA
BANGALORE-560 095.

68. SMT. MEERA BAI K. N
D/O MADHAVA RAO K. N
AGED ABOUT 50 YEARS
WORKING AS NURSERY
SCHOOL TEACHR
BBMP HIGHER PRIMARY SCHOOL
MARAPPANA PALYA
YASHWANTHPURA
BANGALORE-560 022.
69. SMT. SHANTHA KUMARI .M
W/O PRAKASH .M
AGED ABOUT 40 YEARS
WORKING AS NURSERY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
WILSON GARDEN
JALKANTSHWARA NAGAR
BANGALORE-560 030.
70. SMT. MANJULA B. N
D/O NANJAPPA B N
AGED ABOUT 39 YEARS
WORKING AS NURSERY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
MATHIKERE, MUTHYAL NAGAR
BANGALORE-560 054.
71. SMT. RAJESHWARI G .P
W/O RAMAKRISHNA. M
AGED ABOUT 36 YEARS

WORKING AS NURSERY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOL
KANAKANNA PALYA
JAYANAGAR
BANGALORE-560 011.

72. SMT. ANITHA. O
W/O OBALESH. P
AGED ABOUT 38 YEARS
WORKING AS NURSERY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
VENKATASWAMY GARDEN
BANGALORE-560 018.
73. SMT. LAKSHMI. L
W/O SHIVA
AGED ABOUT 37 YEARS
WORKING AS NURSERY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
DODARAYANA KERE
BANGALORE-560 020.
74. SMT .MANJULA .N
D/O NARAYANASWAMY .N
AGED ABOUT 29 YAERS
WORKING AS NURSERY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
RICHMOND TOWN
BANGALORE.
75. SMT. SARASWATHAMMA
D/O LATE SRI PETE MUNIYAPPA
AGED ABOUT 42 YEARS
WORKING AS NURSERY
SCHOOL TEACHER

BBMP NURSERY SCHOOL
BYADRAHALLI
BANGALORE-560 076.

76. SMT. UMME HANI
D/O M D NUSRATHULLA
AGED ABOUT 40 YEARS
WORKING AS NURSEERY
SCHOOL TEACHER
BBMP HIGHER PRIMARY SCHOOL
THIMMAIAH ROAD CROSS,
NARAYANA PILLAI STREET
BANGALORE-560 022. ... PETITIONERS

(BY SRI VIKRAM BALAJI .B. L, ADV.)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY
ITS CHIEF SECRETARY
VIDHANA SOUDHA
BANGALORE-560 001.
2. THE STATE OF KARNATAKA
REPRESENTED BY ITS
PRINCIPAL SECRETARY
URBAN DEVELOPMENT
BANGALORE.
3. BRUHAT BANGALORE MAHANAGARA
PALIKE, REP. BY COMMISSIONER
N. R. SQUARE
BANGALORE-560 002. ... RESPONDENTS

(BY SRI B. V. MURALIDHAR, ADV. FOR R-3)

THESE WRIT PETITIONS ARE FILED UNDER ARTICLE 226 PRAYING TO DIRECT THE RESPONDENTS TO REGULARIZE THE SERVICES OF THE PETITIONERS ON PAR WITH THAT OF PART TIME TEACHERS REGULARIZED BY THE BBMP AND TO PAY THE SALARY AND ALLOWANCES ADMISSIBLE TO THE RESPECTIVE POSTS HELD BY THE PETITIONERS.

THESE PETITIONS COMING ON FOR PRELIMINARY HEARING, THIS DAY, THE COURT MADE THE FOLLOWING:-

ORDER

Heard Sri.V.Lakshminarayana, learned Senior Counsel appearing for petitioner, Sri.E.S.Indiresh, learned Addl. Govt. Advocate appearing for Respondents 1 and 2 and Sri.B.V.Muralidhar, learned counsel appearing for Respondent No.3. Perused the case papers.

2. Petitioners are seeking for a direction to respondent for regularization of their services on par with that of part-time teachers regularized by 3rd respondents and to pay salary and allowances admissible to the respective posts held by the

petitioners; to give service weightage for each completed year of service as has been done in Writ Petition No.20204/2011 and to grant age relaxation; a direction to respondents to fill up 301 vacant posts of teachers approved by Govt. by Order dated 04.06.2009 (Annexure-A) by giving preference to the petitioners; to abolish the out-source private agency system for providing man power to 3rd Respondent-school and to stop payment of "service charge" to private agencies.

3. Bruhat Bengaluru Mahanagara Palike (in short 'BBMP') has established several pre-nursery schools, primary schools, high schools and colleges within its jurisdiction. On account of retirement, voluntary retirement, death of teachers working in the schools and colleges, etc., 300 and odd posts have become vacant. Respondents 1 and 2, by Order dated 04.06.2009, has granted approval to 3rd respondent for filling up these vacant posts by direct recruitment.

Pursuant to the same, 3rd respondent has brought the subject before the BBMP council meeting scheduled on 29.12.2010 as per Annexure-B. However, no steps were taken and vacant posts are said to have not been filled up.

4. Petitioners are working in the above said schools, educational institutions run by BBMP as teachers recruited by out-sourcing. Petitioners have put in 8 to 10 years of service. On account of the vacant posts having not been filled up, they are continuing as out-sourced teachers and they are said to be paid salary not equivalent to the post held by them and very less than the teachers who are similarly placed and petitioners are being discriminated. It is also stated that no teachers have been recruited by BBMP for the last 20 years. It is also stated that the salary paid to the teaching staff in BBMP schools and colleges is as per Annexure-F.

5. Petitioners claim to be working on full-time basis and as such, they are contending that they are to be paid salary attached to their post after deducting the statutory deductions by contending that for equal work, they are entitled to equal pay. Petitioners have contended discrimination between same class of teachers is violation of the principle "Equal pay for equal work" and violation of Article 14 of the Constitution of India. On these grounds, petitioners are before this Court for the reliefs noted herein above.

6. Petitioners claim that they have submitted several representations to consider their grievance and one such representation was submitted to the 3rd respondent on 22.02.2014 as per Annexure-G (in both writ petitions) and based on the said representation, a decision was taken in the Council meeting held under the chairmanship of the Commissioner to improve the

service condition of out-sourced teachers as per proceedings dated 26.08.2014- Annexure-H. It is also contended that State Govt. has approved the orders to provide 10% service weightage for the teachers working since 4-5 years on out-source basis on the basis of the Commissioner's note (Annexure-B), which was the subject matter, which came up in the Council meeting dated 29.12.2010. On account of further steps having not been taken, petitioners are before this Court.

7. Being aggrieved by inaction on the part of the respondents, contending interalia that some of the petitioners becoming age barred and as such, they would be handicapped from taking up any other employment, they are seeking for directions as prayed for in the writ petition. As could be seen from the records, in the 3rd respondent-council meeting held on 09.08.2016 - Annexure-M, it was unanimously resolved to approve the note of the Commissioner dated

08.08.2016, which was based on the representations of the petitioners and contract teachers' association demands. The note of the commissioner as extracted in the resolution dated 09.08.2016 passed by 3rd respondent-Council reads as under:

“ಈ ಕೆಳಕಂಡ ಅಂಶಗಳ ಬಗ್ಗೆ ಅನುಮೋದನೆ ಕೋರಿ ಬೃಹತ್ ಬೆಂಗಳೂರು ಮಹಾನಗರ ಪಾಲಿಕೆ ಸಭೆಯ ಮುಂದೆ ಮಂಡಿಸಿರುವ ಆಯುಕ್ತರವರ ದಿನಾಂಕ: 08.08.2016ರ ಟಿಪ್ಪಣಿ.

ಹೊರಗುತ್ತಿಗೆ ಶಿಕ್ಷಕರ ಸಂಘದ ಮನವಿಯಂತೆ 2016ರ ಎಪ್ರಿಲ್-ಜೂನ್ ತಿಂಗಳ ವೇತನ ಪಾವತಿಸಲು ಸಮಾನ ಕೆಲಸಕ್ಕೆ ಸಮಾನ ವೇತನ ನೀಡಲು ಅವಕಾಶವಿಲ್ಲದ ಕಾರಣ 12 ತಿಂಗಳ ವೇತನದ ಬದಲಾಗಿ 11 ತಿಂಗಳ ವೇತನವನ್ನು ಪಾವತಿಸಬಹುದಾಗಿ ಮತ್ತು ನೇಮಕಾತಿ ಸಮಯದಲ್ಲಿ ಹೊರಗುತ್ತಿಗೆ ಶಿಕ್ಷಕರುಗಳಿಗೆ ಆದ್ಯತೆ ನೀಡುವ ಬಗ್ಗೆ ಸರ್ಕಾರದ ಆದೇಶಗಳ ಉಲ್ಲಂಘನೆಯಾಗದಂತೆ ವಿಶೇಷ ನಿಯಮಾವಳಿಗಳನ್ನು ರಚಿಸಿ ಸರ್ಕಾರಕ್ಕೆ ಅನುಮೋದನೆಗೆ ಸಲ್ಲಿಸಬಹುದು.”

Translation of above note reads as under:

“Since there is no provision for payment of April-June months’ salary and equal salary for equal work as requested by the Outside Contract Teachers Association, instead of 12 months salary 11 months salary may be paid and Special Rules may be formulated for giving first preference to the outside contract teachers at the time of Recruitment, without violating government Orders and the same may be sent to the Government for approval”

8. As could be seen from the above note made by the Commissioner which has been approved in the second council meeting held on 09.08.2016, it would indicate that Service Rule is required to be formulated for giving first preference to out side contract teachers at the time of recruitment without violating the existing Government Order. The recommendation of the Commissioner or note put up by the Commissioner-B.B.M.P came to be approved by the council and a

resolution is passed unanimously. Same was required to be forwarded by the 3rd respondent to Respondents 1 and 2 for further consideration and approval. Said exercise has not been undertaken as yet. In view of the fact that resolution has not yet been forwarded, this Court is of the considered view if a direction is issued to the 3rd respondent to forward the same to Respondents 1 and 2 within a time-frame, it would meet the ends of justice. Further, the Respondents 1 and 2, if directed to consider the said proposal also within a time-frame, it would suffice and grievance of the petitioners may stand redressed. Hence, this Court proceeds to pass the following:

ORDER

Writ Petitions are disposed of by directing 3rd respondent to forward the resolution passed in the second council meeting held on 09.08.2016 bearing Subject No.26(210)/2016-17 Annexure-M to

Respondents 1 and 2 expeditiously at any rate within the outer limit of two months from the date of receipt of certified copy of this order. Said resolution being forwarded to Respondents 1 and 2, they shall examine the same on the basis of the existing rules and Government orders and pass suitable and appropriate orders expeditiously, at any rate, not later than four months from the date of receipt of this order.

It is also made clear that till consideration of such orders by Respondents 1 and 2, the petitioners' services shall not be terminated by 3rd respondent. Respondents 1 to 3 shall also take into consideration the representations submitted by the petitioners individually and through the association and also the law laid down by the Apex Court in Civil Appeal No.213/2013 on 26.10.2016 in the matter of STATE OF PUNJAB AND OTHERS Vs. JAGJIT SINGH AND OTHERS while examining the proposal that would be

forwarded by 3rd respondent pursuant to resolution dated 09.08.2016. However, it is made clear that no opinion is expressed on merits. Ordered accordingly.

**SD/-
JUDGE**

bnv*