IN THE HIGH COURT OF KARNATAKA, DHARWAD BENCH

DATED THIS THE 10TH DAY OF APRIL, 2023

PRESENT

THE HON'BLE MR JUSTICE R.DEVDAS

AND

THE HON'BLE MR JUSTICE RAJESH RAI K

WRIT APPEAL NO. 100193 OF 2023 (L-RES)

BETWEEN:

1. THE MANAGEMENT OF KARNATAKA URBAN WATER SUPPLY AND DRAINAGE BOARD R/BY ITS EXECUTIVE ENGINEER.
2. KARNATAKA URBAN WATER SUPPLY AND DRAINAGE BOARD NO.5, BTM LAYOUT, 1ST STAGE, 1ST PHASE, BANNERGHATTA MAIN ROAD, BENGALURU, R/BY ITS MANAGING DIRECTOR.

...APPELLANTS

(BY SRI. G I GACHCHINAMATH.,ADVOCATE)

AND:

1. K. CHALAPATHI AND 141 OTHERS R/O KUWSDB CONTRACT EMPLOYEES ASSOCIATION (REG. NO.BD.04/97) NO.58 REDDY STREET, BALLARI.
2. BALLARI CITY CORPORATION BALLARI R/BY COMMISSIONER.
3. HOSPET CITY MUNICIPAL CORPORATION HOSPET, R/BY ITS COMMISSIONER.

...RESPONDENTS

(BY SRI.RAVI HEGDE, ADV. FOR R1,
SRI.C.V.ANGADI, ADV. FOR R2,
SRI.V.M.SHEELVANT, ADV. FOR R3)

THIS WRIT APPEAL IS FILED U/S.4 OF KARNATAKA HIGH COURT ACT, 1961, PRAYING THIS HON BLE COURT TO SET ASIDE THE ORDER DATED 22.11.2022 PASSED BY THE LEARNED SINGLE JUDGE OF THIS HON BLE COURT IN W.P.NO.62324/2011 (L-RES) AND FURTHER TO DISMISS THE SAID WRIT PETITION.

THIS WRIT APPEAL COMING ON FOR ORDERS THIS DAY, **R.DEVDAS J.,** DELIVERED THE FOLLOWING:

JUDGMENT

R.DEVDAS J., (ORAL):

In view of the decision rendered in ***Management of Bharat Fritz Werner Ltd., Bangalore Vs. Bharat Fritz Werner Karmika Sangha, Bangalore*** reported in ***AIR ONLINE 2022 KAR. 4396***, this intra Court appeal challenging the order of the learned Single Judge arising out an award passed by the Labour Court is not maintainable. Accordingly, the writ appeal stands dismissed.

Needless to observe that if the decision rendered in the above case is set aside at the hands of the Hon'ble Supreme Court and it is held that such an intra Court appeal is maintainable, then liberty is reserved to the appellants herein to revive this case.

Sd/-
JUDGE

Sd/-
JUDGE

MBS
List No.: 1 Sl No.: 28