



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.I.ARUN

WRIT PETITION NO.8572 OF 2024 (CS-RES)

BETWEEN:

1. SRI. CHANDRU K R
S/O LATE RAGHUEGOWDA
AGED ABOUT 49 YEARS
NO.1264, ANANDAM
2ND FLOOR, GAGAN CHUMBI
DOUBLE ROAD, KUVEMPU NAGAR
MYSURU - 570 023.

...PETITIONER

(BY SRI. DEVI PRASAD SHETTY, ADVOCATE)

AND:

1. THE JOINT REGISTRAR OF COOPERATIVE SOCIETIES
(RULE 441) KARNATAKA SOUHARDHA DISPUTE
PANCHAYATH COURT
KARNATAKA RAJYA SOUHARDHA SAMYUKTA
SAHAKARI NIYAITHA
SOUHARDHA SAHAKARA SOUDHA
NO.68, 1ST FLOOR
BETWEEN 17TH AND 18TH CROSS
MARGOSA ROAD, MALLESHWARAM
BENGALURU - 560 055.
2. M/S. MATHAJI VIVIDODDESHA SAHAKARAI
NIYAMITHA



NO.126, 1ST MAIN ROAD
SESHADRIPURAM
BANGALORE-560 020
REPRESENTED BY ITS CEO
REGISTERED UNDER KARNATAKA SOUHARDHA
SAHAKARI ACT, 1997.

3. RECOVERY OFFICE (RULE-441)
AND ASSISTANT REGISTRAR OF
CO-OPERATIVE SOCIETIES
KARNATAKA SOUHARDHA
DISPUTE PANCHAYATH COURT
KARNATAKA RAJYA SOUHARDHA SAMYUKTA
SAHAKARI NIYAITHA
SOUHARDHA SAHAKARA SOUDHA
NO.68, 1ST FLOOR
BETWEEN 17TH AND 18TH CROSS
MARGOSA ROAD, MALLESHWARAM
BENGALURU - 560 055.

...RESPONDENTS

(BY SRI SMT. SPOORTHI V., HCGP., FOR R.1 AND R.3;
SRI. PRASHANTH N. HEGDE, ADVOCATE FOR R.2.)

THIS PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE
CONSTITUTION OF INDIA, PRAYING TO QUASH THE ORDER PASSED
BY THE RESPONDENT NO.1 IN DISPUTE NO.
DRD/KA.RA.SOW.SAM.SA.NI/13028/2019-20 DATED 04.09.2023 IS
HEREWITH PRODUCED AS ANNEXURE-G, ETC.

THIS PETITION COMING ON FOR PRELIMINARY HEARING IN 'B'
GROUP, THROUGH PHYSICAL HEARING/VIDEO CONFERENCING, THIS
DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE M.I.ARUN



ORAL ORDER

1. The petitioner has challenged the recovery proceedings initiated against him by respondent No.2-Society.
2. It is seen that the petitioner is having an alternative and efficacious remedy under Section 46 of the Karnataka Souharda Sahakari Act, 1997.
3. However, this Court had passed an interim order dated 22.03.2024. The same reads as under:-

"Subject to further consideration, there would be stay of the award at Annexure-G subject to the petitioner depositing amount as contemplated under Section 46 of the Karnataka Souharda Sahakari Act. Such deposit to be made within a period of four weeks from today.

Learned AGA accepts notice for respondents 1 and 3.

Issue emergent notice to respondent No.2.

List this matter week after next."



4. As the petitioner is having an alternative and efficacious remedy, the writ petition is liable to be dismissed. Hence, the following:-

ORDER

- i. The writ petition stands ***dismissed*** reserving liberty to the petitioner to approach the appropriate authority in the manner known to law. However, the interim order granted on 22.03.2024 shall continue to be in force for a further period of four weeks from today.
- ii. The petitioner shall be entitled to the benefit of Section 14 of the Limitation Act, 1963, if he were to file an appeal.
- iii. It is hereby made clear that no opinion is expressed on the merits of the case and if an appeal were to be filed, the Appellate Authority



shall decide the matter on the basis of the pleadings and the evidence let-in before it.

iv. The Registry is directed to return the original documents /certified copies produced by the petitioner at the time of filing of the petition and upon due verification.

**SD/-
(M.I.ARUN)
JUDGE**

VMB
List No.: 1 SI No.: 53