IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF DECEMBER, 2020

BEFORE

THE HON'BLE Mr.JUSTICE P.S.DINESH KUMAR

WRIT PETITION NO.1701/2020 (CS-EL/M)

BETWEEN:

1 . SRI. MUNIYAPPA
S/O NARASIMHAPPA
AGED ABOUT 65 YEARS
MEMBERSHIP NO. 1786

2 . SRI. NARASIMHAGOWDA M
S/O MUNINARASAPPA
AGED ABOUT 60 YEARS
MEMBERSHIP NO. 1466

3 . SRI BYATARAYAPPA
S/O MUNIYAPPA
AGED ABOUT 65 YEARS
MEMBERSHIP NO. 0874

4 . SRI MUNIBYRAPPA
S/O ERAPPA
AGED ABOUT 55 YEARS
MEMBERSHP NO. 1490

5 . SRI PILLAPPA
S/O DODDA KEMPANNA
AGED ABOUT 50 YEARS
MEMBERSHIP NO. 50 YEARS

6 . SMT. NARAYANAMMA
W/O MUNIVENKATAPPA
AGED ABOUT 60 YEARS
MEMBERSHIP NO. 5970

7 . SRI GANESHAPPA M
S/O LATE MUNIYAPPA
AGED ABOUT 65 YEARS
MEBERSHIP NO. 5760

8 . SRI KYATAPPA H M
S/O MUNIVENKATARAYAPPA
AGED ABOUT 62 YEARS
MEMBERSHIP NO. 0066

9 . SMT. VENKATALAKSHMAMMA
W/O H.M. MARAPPA
AGED ABOUT 65 YEAWRS
MEMBERSHIP NO. 1430

10 . SRI MARAPPA H B
S/O BYREGOWDA
AGED ABOUT 67 YEARS
MEMBERSHIP NO. 1433

11 . SMT. DODDAMANGAMMA
S/O RAMAPPA
AGED ABOUT 60 YEARS
MEMBERSHIP NO. 3679

12 . SRI NANJUNDAPPA
S/O PILLANNA
AGED ABOUT 55 YEARS
MEMBERSHIP NO. 0278

13 . SRI MUNIYELLAPPA
S/O DODDAYELLAPA
AGED ABOUT 60 YEARS

MEMBERSHP NO. 0631

14 . SRI DEVARAJU K
S/O CHIKKAKADIRAPPA
AGED ABOUT 58 YEARS
MEMBERSHIP NO. 1104

15 . SRI BASAVARAJU K C
S/O CHIKKANNA
AGED ABOUT 60 YEARS
MEMBERSHIP NO. 1239

16 . SMT. SARVAMANGALAMMA
W/O CHIKKA SHIVANNA
AGED ABOUT 45 YEARS
MEMBERSHIP NO. 1345

17 . SRI KEMPANNA T
S/O TAHAMMANNA
AGED ABOUT 53 YEARS
MEMBERSHP NO. 1346

18 . SRI CHIKKA PILLAPPA K N
S/O NANJAPPA
AGED ABOUT 65 YEARS
MEMBERSHIP NO. 1364

19 . SRI MUNISHAMAPPA K
S/O CHIKKAKEMPANNA
AGED ABOUT 60 YEARS
MEMBERSHIP NO. 1371

20 . SMT VENKATAMMA
W/O VENKATARAYAPPA
AGED ABOUT 55 YEARS
MEMBERSHIP NO. 3176

21 . SMT. LAKSHMAMMA
W/O VENKATASHAMIREDDY
AGED ABOUT 50 YEARS
MEMBERSHIP NO. 3192

22 . SRI NARASIMHA MURTHY P G
S/O GOVINDAPPA
AGED ABOUT 50 YEARS
MEMBERSHP NO. 1340

23 . SMT. RAMADEVI M N
W/O S.M. NARAYANASWAMY
AGED ABOUT 62 YEARS
MEMBERSHIP NO. 1262

24 . SRI NARASIMHAIAH
S/O MUNINAGAPPA
AGED ABOUT 60 YEARS
MEMBERSHIP NO. 1838

25 . SRI. ERANNA S M
S/O MUNIYAPPA
AGED ABOUT 52 YEARS
MEMBERSHIP NO. 5577

26 . SRI CHANDRAPPA
S/O GOPALAPPA
AGED ABOUT 52 YEARS
MEMBERSHIP NO. 0590

27 . SRI BEERAPPA
S/O MUNIVENKATAPPA
AGED ABOUT 70 YEARS
MEMBERSHIP NO. 0056

28 . SRI MUNISHAMIREDDY S M
S/O CHIKKANARAYANAPPA

AGED ABOUT 60 YEARS
MEMBERSHIP NO. 1270

29 . SMT. GOWRAMMA
W/O BYATAPPA
AGED ABOUT 60 YEARS
MEMBERSHIP NO.1279

30 . SRI BASAVARAJU S B
S/O BACHARAYAPPA
AGED ABOUT 51 YEARS
MEMBERSHIP NO. 5508

31 . SRI BYRAPPA
S/O MUNISONNAPPA
AGED ABOUT 70 YEARS
MEMBERSHIP NO. 0052

32 . SRI NARAYANASWAMY H
S/O CHIKKAHANUMANTHARAYAPPA
AGED ABOUT 55 YEARS
MEMBERSHIP NO. 2666

33 . SRI NARAYANASWAMY
S/O NARAYANAPPA
AGED ABOUT 50 YEARS
MEMBERSHIP NO. 1951

34 . SRI NARAYANASWAMY M
S/O MARIYAPPA
AGED ABOUT 60 YEARS
MEMBERSHIP NO. 1700

35 . SRI VENKATAPPA
S/O MUNIVENKATAPPA
AGED ABOUT 62 YEARS
MEBERSHIP NO. 1494

36 . SMT. LAKSHMIDEVAMMA
W/O NARAYANASWAMY
AGED ABOUT 50 YEARS
MEMBERSHIPNO. 4398

37 . SRI VENKATAREDDY
S/O KEMPANNA
AGED ABOUT 50 YEARS
MEMBERSHIPNO. 2949

38 . SRI SAMPANGIRAMACHAR
S/O NARAYANACHAR
AGED ABOUT 60 YEARS
MEMBERSHIPNO. 1172

39 . SRI MUNISHAMAPPA T H
S/O HANUMANTHAPPA
AGED ABOUT 60 YEARS
MEMBERSHIP NO. 1409

40 . SRI MARISWAMY
S/O NARAYANAPPA
AGED ABOUT 63 YEARS
MEMBERSHIP NO. 0019

ALL THE PETITIONERS ARE THE
MEMBERS OF PRIMARY CO-OPERATIVE
AGRICULTURAL AND RURAL DEVELOPMENT
BANK LTD.,
SHIDLAGHATTA – 562 105
CHIKKABALLAPURA DISTRICT.

...PETITIONERS

(BY SRI.ANANDA K, ADVOCATE)

AND

1 . THE STATE OF KARNATAKA
DEPARTMENT OF CO-OPERATION
VIDHANA SOUDHA
BENGALURU 01
REPRESENTED BY ITS SECRETARY

2 . THE CO-OPERATIVE ELECTION AUTHORITY
3RD FLOOR, TTMC "A" BLOCK,
SHANTHINAGARA,
BENGALURU - 560 027
REPRESENTED BY ITS SECRETARY

3 . THE ELECTION OFFICER AND
JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES,
BENGALURU REGION, 3RD FLOOR
SAHAKARA SOUDHA
MARGOSA ROAD,
MALLESHWARAM
BENGALURU - 560 003

4 . THE RETURNING OFFICER OF
PRIMARY CO-OPERATIVE AGRICULTURAL
AND RURAL DEVELOPMENT BANK LTD.,
SHIDLAGHATTA - 562 105
CHIKKABALLAPURA DISTRICT

5. PRIMARY CO-OPERATIVE AGRICULTURAL &
RURAL DEVELOPMENT BANK LTD.,
SHIDLAGHATTA – 562 105
CHIKKABALLAPURA DISTRICT .
RERPESENTED BY ITS
MANAGER

…RESPONDENTS

(BY SMT.NILOUFER AKBAR, AGA FOR R.1, 3 & 4;
SRI.G.V.SHASHIKUMAR, ADVOCATE FOR R.2)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THAT SECTION 20(2)(a)(a-iv) AND (a-v) OF THE KARNATAKA CO-OPERATIVE SOCIETIES ACT 1959 IS ULTRA VIRES OF THE CONSTITUTION OF INDIA AND ETC.

THIS PETITION COMING ON FOR ORDERS THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

Heard Shri.Ananda K, learned advocate for the petitioners, Smt.Niloufer Akbar, learned AGA for the State and Shri G.V.Shashi Kumar, learned advocate for respondent No.2.

2. Shri.Ananda K, learned advocate for the petitioners submits that elections have already been conducted. Therefore, this petition is rendered infructuous and accordingly prayed for its dismissal. He undertakes to send a memo to this effect. Once the memo is received, the Registry shall keep the same in the record.

3. In the circumstances, the petition is accordingly ***dismissed*** as having become infructuous.

No costs.

Sd/-
JUDGE

NBM