IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 16TH DAY OF DECEMBER 2020

BEFORE

THE HON'BLE MR.JUSTICE S.G.PANDIT

WRIT PETITION NO.34385/2017 (CS-RES)

BETWEEN:

1 . SRI H S SURESH
S/O LATE SRI H SESHAGIRI RAO
RESIDING AT NO.810, III BLOCK,
RAJAJINAGAR
BANGALORE-560010

2 . SRI P N UDAYA SHANKAR
S/O SRI P S NANJUNDA RAO
AGED ABOUT 66 YEARS
RESIDING AT NO.280 SMIG-B,
18TH BLOCK, 5TH STAGE
YELAHANKA NEW TOWN
BANGALORE-560064

...PETITIONERS

(By Sri :AJITH N, ADV. FOR SRI.S SUBRAMANYA, ADV.)

AND

1. THE ASSISTANT REGISTRAR FOR
CO-OPERATIVE SOCIETIES
OFFICE OF THE REGISTRAR OF
CO OPERATIVE SOCIETIES,
PAMPA MAHAKAVI ROAD
CHAMARAJPET
BANGALORE DIVISION,
BANGALORE-560018

2. M/S ESCORTS AND GOETZE EMPLOYEES
CO-OPERATIVE SOCIETY
YELAHANKA, BANGALORE-560064
REPRESENTED BY ITS SECRETARY

3. SRI P KEMPALINGE GOWDA
CHIEF PROMOTER, AGE NOT KNOWN
M/S ESCORTS AND GOETZE ADMINISTRATIVE
AND SUPERVISORY STAFF HOUSE
BUILDING CO OPERATIVE SOCIETY
RESIDING AT SRI SIDHESWARANILAYA
NO.84, I MAIN, SRINAGAR
METAGALLI, K.R.ROAD, NEAR POLICE STATION
MYSORE-16

4. SRI M MALLESWARAPPA
FATHER'S NAME NOT KNOWN
TO THE PETITIONERS
RESIDING AT NO.833, 13T MAIN
5TH CROSS, V.S.ROAD
HANUMANTHANAGAR
BANGALORE-560019
ALSO AT C/17/16, D.R.D.O
TOWNSHIP C V RAMANA NAGAR
BANGALORE-560009

5. SRI NARASIYAPPA
VICE PRESIDENT
AGE NOT KNOWN
M/S GOETZE (INDIA) LTD
ADMINISTRATIVE DEPARTMENT,
(DIRECTOR OF M/S ESCORTS AND GOETZE
EMPLOYEES CO-OPERATIVE SOCIETY)
YELAHANKA, BANGALORE-560 004
ALSO RESIDING AT NO.47
SHANIMAHATMA TEMPLE STREET
BHUPASANDRA MAIN ROAD

NAGASHETTIHALLI
BANGALORE-560094

6 . SRI S KRISHNA MURTHY
DIRECTOR
AGE NOT KNOWN
M/S BHAVASARAKSHATHRIYA
CO-OPERATIVE BANK
NO.58, GANDHI BAZAAR BASAVANAGUDI
BANGALORE-560004

7 . SRI HANUMANTHAIAH
STORES ASSISTANT
AGE NOT KNOWN
M/S GOETZE (INDIA) LTD
YELAHANKA
BANGALORE-560 064
ALSO RESIDING AT NO.547, KOUSTHUBHA
YELAHANKA NEW TOWN
BANGALORE-560064

8 . SRI H K NAGABHUSHAN
FATHERS NAME AND AGE NOT KNOWN
RESIDING AT NO.2777, 13TH MAIN,
E BLCOK, II STAGE, RAJAJINAGAR
BANGALORE-560010

... RESPONDENTS

(By SMT :JYOTHI BHAT,HCGP FOR R1, R2, R6 AND R8 SERVED, R-5 NOTICE H/S, PETITION STANDS DISMISSED AGAINST R-3,R-4 AND R-7)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED ORDER PASSED BY THE HON'BLE KARNATAKA APPELLATE Tribunal, DTD. 07.02.2017 IN APPEAL NO.641/2012 AT ANNEXURE-A IN CONFIRMING THE ORDER OF THE R-1 DTD. 14.02.2008 PASSED IN ANNEXURE-B.

THIS PETITION COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP THIS DAY, THE COURT MADE THE FOLLOWING:-

O R D E R

Sri.Ajith N., learned counsel appearing for the petitioners files a memo dated 16.12.2020 praying to dismiss the writ petition as withdrawn, with liberty to work out their remedy in the Civil Court.

Memo is placed on record.

The writ petition is dismissed as withdrawn, with liberty to work out their remedy, in accordance with law.

Sd/-
JUDGE

mpk/**-***