HC-KAR

NC: 2026:KHC:64917
WP No. 20504 of 2024

CNR: KAHC010427412024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 21ST DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE T.P.VIVEKANANDA

WRIT PETITION NO. 20504 OF 2024 (GM-RES)

BETWEEN:

MRS. SHANAZUNNISA
AGED ABOUT 40 YEARS
W/O NOORULLA SHARIFF
RESIDING AT NO. 94,
4TH CROSS, UMAR NAGAR
DR. APJ ABDUL KALAM
(GOVINDAPURA)MAIN ROAD
ARABIC COLLAGE POST
BENGALURU - 560 045

...PETITIONER

(BY SRI. MAHADEVAIAH K.B., ADVOCATE)

Digitally signed by PAVITHRA B
Location: HIGH COURT OF KARNATAKA

AND:

1. THE STATE OF KARNATAKA
REP BY ITS CHIEF SECRETARY
GOVERNMENT OF KARNATAKA
VIDHANA SOUDHA
BENGALURU - 560 001

2. THE COMPETENT AUTHORITY
FOR M/S AALA VENTURES LTD
DEPUTY COMMISSIONER (URBAN)

BENGALURU,
KANDAYA BHAVAN
BENGALURU - 560 009

3. M/S AALA VENTURES LTD
REGISTERED UNDER THE COMPANIES ACT 1955
HAVING ITS OFFICE AT NO. 403
3RD FLOOR, 5TH CROSS
5TH MAIN, 1ST STAGE
3RD BLOCK, H B R LAYOUT
KALYAN NAGAR POST
BENGALURU - 560 043
REP BY ITS CHAIRMAN
MR. NADIM AHMED

4. MR. NADIM AHMED
S/O LATE NISAR AHMED
AGED ABOUT 41 YEARS
NO. 403, 3RD FLOOR
5TH CROSS, 5TH MAIN
1ST STAGE, 3RD BLOCK
H B R LAYOUT
KALYAN NAGAR POST
BENGALURU - 560 043

5. MRS. FARZANA BEGUM
W/O SYED MAHEBOOB
AGED ABOUT 50 YEARS
R/AT NO. 46, 2ND MAIN ROAD
GANDHINAGAR, K.G. HALLI
ARABIC COLLEGE POST
BENGALURU - 560 045

…RESPONDENTS

(BY SRI. M. SRINIVAS KUMAR, HCGP FOR R1)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED ORDER DATED 24.05.2022 PASSED BY THE XCI ADDL.CITY CIVIL AND SESSIONS JUDGE, BENGALURU (CCH-92) IN MISC.NO.239/2022, ATTACHMENT MADE ABSOLUTE IN RESPECT OF PETITIONER SCHEDULE PROPERTY AT ANNX-E, IN RESPECT OF PETITIONERS ARE CONCERN.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE T.P.VIVEKANANDA

ORAL ORDER

The petitioner is before this Court calling in question the order dated 24.05.2022 passed by the Special Court constituted under the Karnataka Protection of Interest of Depositors in Financial Establishments, Act, 2004, (for short 'the KPIDFE Act'), whereby the order of attachment passed under Section 5(2) of the said Act has been made absolute as against the petitioner's properties are concerned.

2. The order passed by the Special Court under Section 12(4) of the KPIDFE Act is appealable under Section 16 of the Act before this Court. In that view of the matter, the instant writ petition is not maintainable.

3. Hence, the writ petition is ***dismissed as not maintainable.***

4. It is needless to observe that the petitioner may assail the impugned order by filing an appeal under Section 16 of the Act, if so advised.

Sd/-
(T.P.VIVEKANANDA)
JUDGE

SMC
List No.: 1 Sl No.: 17