HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE E.S.INDIRESH

WRIT PETITION NO. 22390 OF 2024 (CS-RES)

C/W

WRIT PETITION NO. 22391 OF 2024 (CS-RES)

WRIT PETITION NO. 22479 OF 2024 (CS-RES)

IN WP No. 22390/2024

BETWEEN:

CASUBA INFRASTRUCTURE AND
DEVELOPMENT COMPANY
A PARTNERSHIP FIRM REGISTERED UNDER THE
INDIAN PARTNERSHIP ACT AND
HAVING ITS OFFICE AT A/P,
IST FLOOR,
APARTMENT NO.210,
CORPORATION NO.5/19,
IST MAIN, VASANTH NAGAR,
BANGALORE - 560 052

REPRESENTED BY ITS PARTNER,
SRI ARJUN BALASUBRAMANYAM,
REGISTERED UNDER INDIAN PARTNERSHIP ACT
1932

…PETITIONER

(BY SRI. VENKATARAMANA K S.,ADVOCATE)

Digitally signed by CHAYA S A
Location: HIGH COURT OF KARNATAKA

AND:

1. THE STATE OF KARNATAKA
   DEPARTMENT OF CO OPERATION,
   M.S.BUILDING,
   BENGALURU - 560 001
   REPRESENTED BY ITS SECRETARY
   FOR CO-OPERATION.

2. DR. PRABHAKAR KORE CO OP CREDIT SOCIETY LTD
   ANKALI (MULTI STATE)
   ADMINISTRATIVE OFFICE AT ANKALI,
   CHIKODI TALUK,
   BELGAVI DISTRICT-591213
   REP. BY ITS MANAGER
   REGISTERED UNDER SOCIETIES ACT 1912

3. DR PRABHAKARA KORE CO OP CREDIT SOCIETY LTD
   BRANCH OFFICE AT 12TH MAIN ROAD,
   2ND BLOCK, RAJAJINAGAR,
   BANGALORE - 560 010
   REP. BY ITS ASSISTANT MANAGER
   REGISTERED UNDER SOCITIES ACT 1912

…RESPONDENTS

(BY SRI. YOGESH D. NAIK, AGA FOR R1

SRI. S.K. SRINIVASAN, ADVOCATE FOR R2 AND R3)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO-DIRECT THE R-2 AND 3 TO CONSIDER THE LETTER DATED 29.12.2021 VIDE ANNEXURE-A SUBMITTED BY THE PETITIONER AND ETC.

IN WP NO. 22391/2024

BETWEEN:

SRI. NAGESH BALASUBRAMANYAM
S/O K N BALASUBRAMANYAM,
AGED ABOUT 43 YEARS,
R/AT NO.45, 11TH MAIN ROAD,
13TH CROSS, MALLESHWARAM,
BANGALORE - 560 003

...PETITIONER

(BY SRI. VENKATARAMANA K.S.,ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
DEPARTMENT OF CO OPERATION,
M.S.BUILDING,
BENGALURU - 560 001
REPRESENTED BY ITS SECRETARY FOR CO OPERATION.

2. DR. PRABHAKAR KORE CO OP CREDIT SOCIETY LTD
ANKALI (MULTI STATE) ADMINISTRATIVE OFFICE AT ANKALI, CHIKODI TALUK,
BELAGAVI DISTRICT - 591 213
REPRESENTED BY ITS MANAGER
REGISTERED UNDER SOCIEITES ACT, 1912

3. DR PRABHAKARA KOTE CO OP CREDIT SOCIETY LTD
BRANCH OFFICE AT 12TH MAIN ROAD,
2ND BLOCK, RAJAJINAGAR,
BANGALORE - 560 010

...RESPONDENTS

(BY SRI. YOGESH D. NAIK, AGA FOR R1

SRI. S.K. SRINIVASAN, ADVOCATE FOR R2 AND R3)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO-DIRECT THE R-2 AND 3 TO CONSIDER THE LETTER DATED 29.12.2021 VIDE ANNEXURE-A AND B RESPECTIVELY SUBMITTED BY THE PETITIONER.

IN WP NO. 22479/2024

BETWEEN:

M/S SUBRAMANYA CONSTRUCTIONS AND
DEVELOPMENT COMPANY LIMITED
A REGISTERED COMPANY UNDER THE PROVISIONS
OF COMPANYS ACT HAVING ITS REGISTERED OFFICE
AT NO.42, 3RD CROSS, INDUSTRIAL SUBURB,
2ND STAGE, YESHWANATHAPUR
BANGALORE - 560 002

REPRESENTED BY ITS AUTHORISED REPRESENTATIVE
SRI. K N BALASUBRAMNYAM
REGISTERED UNDER COMPANY ACT 195

...PETITIONER

(BY SRI. VENKATARAMANA K.S.,ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
   DEPARTMENT OF CO OPERATION,
   M.S. BUILDING,
   BENGALURU - 560 001
   REPRESENTED BY ITS SECRETARY FOR CO-OPERATION

2. DR. PRABHAKAR KORE CO -OP CREDIT SOCIETY LTD.,
   ANKALI (MULTI STATE)
   ADMINISTRATIVE OFFICE AT ANKALI CHIKODI TALUK
   BELAGAVI DIST - 591 213
   REP BY ITS MANAGER

REGISTERED UNDER SOCIETIES ACT 1912

3. DR. PRABHAKAR KORE CO OP CREDIT SOCIETY LTD.,
BRANCH OFFICE AT
12TH MAIN ROAD, 2ND BLOCK,
RAJAJINAGAR
BANGALORE - 560 010
REP. BY ITS ASSISTANT MANAGER
REGISTERED UNDER SOCITIES ACT 1912

...RESPONDENTS

(BY SRI. YOGESH D. NAIK, AGA FOR R1

SRI. S.K. SRINIVASAN, ADVOCATE FOR R2 AND R3)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO i) DIRECT THE R2 AND R3 TO CONSIDER THE LETTER DTD. 29/12/2021 AND 03/06/2023 VIDE ANNX-A AND B RESPECTIVELY SUBMITTED BY THE PETITIONERS.

THESE PETITIONS, COMING ON FOR FINAL HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE E.S.INDIRESH

ORAL ORDER

Heard the learned counsel appearing for the parties.

2. In these petitions, petitioners are seeking directions to respondents No.2 and 3 to consider the letter(s) dated 29.12.2021 (Annexure-A) and 03.06.2023

(Annexure-B in WP 22479/2024), *interalia*, challenged the notice dated 07.08.2024 issued by respondent No.2.

3. Having taken note of the submissions made by the learned counsel appearing for the parties, and preliminary objections raised by the learned Additional Government Advocate, I am of the view that petitions are not maintainable and the petitioners have to approach the Competent Authority under the Provisions of the Multi-State Co-operative Societies Act, 2002, (for short 'MSCS Act').

4. Reserving liberty to the petitioners to approach the Competent Authority, I am of the considered opinion that no interference is called for in these petitions.

5. All contentions of the parties are kept open.

6. In view of reserving liberty to the petitioners to approach Competent Authority, the interim order granted by this Court shall enure to the benefit of the petitioners,

till 07.06.2026, to enable the petitioners to approach competent authority.

Accordingly, these petitions stand disposed of.

SD/-
(E.S.INDIRESH)
JUDGE

HR
List No.: 2 Sl No.: 30