

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 11TH DAY OF FEBRUARY, 2020

BEFORE

THE HON' BLE MR. JUSTICE B. VEERAPPA

WRIT PETITION No.3159/2020(CS-EL/M)

BETWEEN:

- 1 . H. M. BASAVARAJAPPA,
S/O MAHADEVAPPA,
AGED ABOUT 60 YEARS
R/O HONNURU, HONNURU POST,
DAVANAGERE TALUK,
DAVANAGERE DISTRICT-577556.
(M.C. NO.2240)
- 2 . S.K. SUNDRAPPA
S/O HALAPPA
AGED ABOUT 76 YEARS
R/O HONNURU, HONNURU POST,
DAVANAGERE TALUK,
DAVANAGER DISTRICT-577556.
(M.C. NO.2694)
- 3 . MALLESHAPPA
S/O SANNABASAPPA
AGED ABOUT 75 YEARS
R/O CHIKKANAHALLI,
BEHIND APMC,
HALE CHIKKANAHALLI,
DAVANAGERE TALUK,
DAVANAGERE DISTRICT-577004.
(M.C. NO.5043)
- 4 . REVANASIDDAPPA M
S/O MAHADEVAPPA
AGED ABOUT 68 YEARS
R/O CHIKKANAHALLI,
AVARAGERE POST,
DAVANAGERE TALUK,

DAVANAGERE DISTRICT-577002.
(M.C. NO.2335)

- 5 . VEERACHARI B.M.
S/O MAHADEVAPPA,
AGED ABOUT 57 YEARS
R/O HONNURU, HONNURU POST,
DAVANAGERE TALUK,
DAVANAGERE DISTRICT-577556.
(M.C. NO.2312)
- 6 . CHANDRAPPA B.S
S/O SIDDAPPA
AGED ABOUT 45 YEARS
R/O HONNURU, HONNURU POST,
DAVANAGERE TALUK,
DAVANAGERE DISTRICT-577556.
(M.C. NO.1375)
- 7 . BASAVANAGOUDA S.G
S/O MAHADEVAPPA
AGED ABOUT 65 YEARS
R/O SIDDANUR, ANAGODU POST,
DAVANAGERE TALUK,
DAVANAGERE DISTRICT-577512.
(M.C. NO.4852)
- 8 . SIDDAPPA M
S/O REVANASIDDAPPA,
AGED ABOUT 65 YEARS
R/O ANAGODU, ANAGODU POST,
DAVANAGERE TALUK,
DAVANAGERE DISTRICT-577556.
(M.C. NO.4601)

...PETITIONERS

(BY SRI VIRUPAKSHAIAH P. H., ADVOCATE)

AND:

- 1 . STATE OF KARNATAKA
REPRESENTED BY ITS SECRETARY
DEPARTMENT OF CO-OPERATION,
M.S.BUILDING, BANGALORE-560001.

- 2 . STATE CO-OPERATIVE ELECTION COMMISSION
3RD FLOOR, TTMC A BLOCK,
SHANTHINAGAR,
BANGALORE-560027.
REPRESENTED BY ITS SECRETARY
 - 3 . THE DEPUTY REGISTRAR OF CO-OPERATIVE
SOCIETIES AND DISTRICT ELECTION OFFICER
DAVANAGERE, DAVANAGERE DISTRICT-577001.
 - 4 . THE RETURNING OFFICER
DAVANAGERE PRIMARY CO-OPERATIVE AGRICULTURE
AND RURAL DEVELOPMENT BANK LTD
NO.7-432, KUVEMPU ROAD, K.B.EXTENSION,
DAVANAGERE TALUK, DAVANAGERE-577002.
 - 5 . DAVANAGERE PRIMARY CO-OPERATIVE
AGRICULTURE AND RURAL DEVELOPMENT BANK LTD
NO.7-432, KUVEMPU ROAD, K.B.EXTENSION,
DAVANAGERE TALUK, DAVANAGERE-577002.
REPRESENTED BY ITS MANAGER.
- ...RESPONDENTS

(BY SRI K.R. NITYANANDA, HCGP FOR R1, R3 AND R4;
SRI G.V. SHASHI KUMAR, ADVOCATE FOR R2)

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THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THAT SECTION 20(2)(a-iv)(a-v) THE KARNATAKA CO-OPERATIVE SOCIETIES ACT 1959 IS ULTRA VIRES THE LEGISLATIVE COMPETENCE AND ARTICLE 243ZI AND 243ZO OF THE CONSTITUTION OF INDIA ETC.

THIS WRIT PETITION COMING ON FOR PRELIMINARY HEARING THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

Sri K.R.Nithyananda, learned High Court Government Pleader to take notice for respondent Nos.1, 3 and 4.

Sri G.V.Shashikumar, learned standing counsel to take notice for respondent No.2.

2. Learned counsel for the petitioners filed the Memo dated 11.02.2020 seeking to withdraw the above writ petition.

3. The memo is placed on record.

4. The writ petition is ***dismissed*** as withdrawn.

**Sd/-
JUDGE**

kcm