



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 26<sup>TH</sup> DAY OF JULY, 2023

BEFORE

THE HON'BLE MR JUSTICE KRISHNA S DIXIT

**WRIT PETITION NO. 14892 OF 2023 (GM-KSR)**

**BETWEEN:**

1. M B THIPPESWAMY,  
S/O LATE BHEEMAREDDY,  
AGED ABOUT 87 YEARS,  
BENEFIT OF SENIOR CITIZEN NOT CLAIMED.
2. D.G. SRINIVASA REDDY  
S/O D.T. GOVINDA REDDY,  
AGED ABOUT 61 YEARS,
3. D KRISHNA REDDY  
S/O LATE D AJJAPPA REDDY,  
AGED ABOUT 65 YEARS,

ALL THE PETITIONERS ARE  
MEMBER OF SRI MARUTHI RURAL VIDYA SAMSTHE (R),  
BELAGHATTA VILLAGE-577 517.  
CHITRADURGA TALUK AND DISTRICT.

...PETITIONERS

(BY SRI. VIJAYAKUMAR S C.,ADVOCATE)

**AND:**

1. THE DISTRICT REGISTRAR OF SOCIETIES  
CHITRADURGA DISTRICT, SAHAKARA BHAVANA,  
B.L. GOWDA LAYOUT, CHITRADURGA-577501.
2. SRI. MARUTHI RURAL VIDYA SAMSTHE (R)  
BELAGHATTA VILLAGE-577 517.  
CHITRADURGA TALUK AND DISTRICT,  
REPRESENTED BY ITS SECRETARY,  
(REGISTERED UNDER THE PROVISIONS OF





KARNATAKA SOCIETIES REGISTRATION ACT 1960)

3. D.G. VENKATESH REDDY  
S/O LATE GOVINDAREDDY,  
AGED ABOUT 66 YEARS,
4. K.Y. THIMMAREDDY,  
S/O LATE KANDIYELLAREDDY,  
AGED ABOUT 61 YEARS,
5. B.T. SHIVANNAREDDY  
S/O THIMMAREDDY,  
AGED ABOUT 75 YEARS,
6. D.L. LOKESHAREDDY  
S/O LATE LACHANNAREDDY,  
AGED ABOUT 70 YEARS,
7. M.R. THIMMAREDDY  
S/O RAMAREDDY,  
AGED ABOUT 70 YEARS,
8. G.T. JAGANATHAREDDY  
S/O LATE THIMMAREDDY,  
AGED ABOUT 71 YEARS,
9. D.L. THIMMAREDDY  
S/O LATE LACHANNAREDDY,  
AGED ABOUT 70 YEARS,

RESPONDENTS NO.2 TO 9 ARE  
R/O BELAGHUTTA VILLAGE,  
CHITRADURGA TALUK AND DISTRICT – 577 517.

...RESPONDENTS

(BY SMT.SHWETA KRISHNAPPA., AGA FOR R1;  
NOTICE TO OTHER RESPONDENTS (R2 TO R9) IS D/W  
V.C.O DATED 26/7/2023)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226  
AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO  
QUASH THE IMPUGNED LETTER OF ACCEPTANCE ISSUED BY  
THE R1 DATED 05/05/2023 AS PER ANNEXURE-H BY ISSUING  
A WRIT OF CERTIORARI.



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

**ORDER**

The short grievance of the petitioners is as to acceptance of returns filed u/s 13 of the Karnataka Societies Registration Act, 1960. Learned counsel for the petitioners vehemently argues that some person who has nothing to do with the society has filed the subject returns and therefore, the 1<sup>st</sup> respondent-District Registrar of Societies ought not to have accepted the same. He also notifies to the court that because of acceptance of said filing of returns, the 3<sup>rd</sup> respondent is trying to discharge the functions relating to the affairs of society which is contrary to law. In this regard, the counsel submits, an FIR also has been lodged with the police.

2. Learned AGA appearing for the 1<sup>st</sup> respondent notice to other respondents having been dispensed with, opposes the petition contending that it is intra-management dispute and therefore, the same does not fall within the jurisdiction of 1<sup>st</sup> respondent to adjudicate; the



filing of returns & documents u/s 13 of the Act is mandatory and who files them is not much important. If petitioners have got any grievance, they should work out the remedy before the Civil Court. So contending, she seeks dismissal of the Writ Petition.

3. Having heard the learned counsel for the parties and having perused the Petition Papers, this court is broadly in agreement with the submission made by the learned AGA and therefore, declines indulgence in the matter.

Ordered accordingly & Writ Petition is disposed off reserving liberty to the petitioners to approach the Civil Court for the redressal of their grievance. If a suit is filed in that regard, the filing of returns for the year 2022-23 shall not be taken cognizance of by the civil court.

All contentions are kept open.

Costs made easy.

**Sd/-**  
**JUDGE**

cbc  
List No.: 1 Sl No.: 55