



IN THE HIGH COURT OF KARNATAKA, DHARWAD BENCH

DATED THIS THE 20TH DAY OF FEBRUARY, 2024

BEFORE

THE HON'BLE MR JUSTICE HEMANT CHANDANGOUDAR

WRIT PETITION NO. 100925 OF 2024 (CS-EL/M)

BETWEEN:

SADASHIVAPPA S/O CHANNABASAPPA BELLAD
AGE. 60 YEARS, OCC. BUSINESS,
R/O AKKIALOOR, TAL. HANGAL DIST. HAVERI-581102

...PETITIONER

(BY SRI. A P MURARI, ADVOCATE)

AND:

1. B PUSHWATI, ELECTION OFFICER,
THE AKKIALUR URBAN CO-OP BANK, AKKIALOR,
R/O AKKIALUR, TAL. HANGAL DIST. HAVERI-581102
2. THE AKKALU URBAN CO-OP BNAK LTD,
REP. BY IT, CHIEF EXECUTIVE OFFICER,
R/O. AKKIALUR, TAL. HANGAL, DIST. HAVERI-581102
3. CHIEF EXECUTIVE OFFICER
AKKIALUR URBAN CO-OP BANK LTD,
TAL HANGAL, DIST. HAVERI-581102
4. DEPUTY REGISTRAR CO-OP SOCIETIES
HAVERI, DIST- HAVERI-581102

...RESPONDENTS

(BY SRI.G.V.BHARAMAGOUA, ADV. FOR R1;
SRI. V.S.KALASURMATH, HCGP FOR R4)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF CERTIORARI QUASHING ANNEXURE-B LIST OF THE MEMBERS INELIGIBLE TO CAST THEIR VOTES IN THE ELECTION TO THE BOARD OF DIRECTORS OF THE RESPONDENT NO.2 SCHEDULED TO BE HELD ON 17-02-2024 INSOFAR AS THE PETITIONER IS CONCERNED WHOSE NAME IS SHOWN AT SL NO.46 OF ANNEXURE-B.





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

ORDER

This petition is filed calling in question the ineligible voters list published for the election to the Board of Directors of the respondent No.2, which was scheduled to be held on 17.02.2024. This Court vide order dated 13.02.2024 permitted the petitioners to vote in the election to be held on 17.02.2024, however, directed the Returning Officer not to announce the results of the election. In light of the interim order granted by this Court, the petitioners have casted their votes in the election, which was held on 17.02.2024. In identical circumstances, the coordinate Bench of this Court in W.P. No.8502/2022 a/w W.P. No.8477/2022 disposed off on 07.06.2022 called upon the Returning Officer to announce the result forthwith including the votes cast by the petitioners therein. Therefore, this petition also requires to be disposed off in light of the order passed by this Court in WP No.8502/2022 and connected matter to maintain parity. Accordingly, I pass the following:

ORDER

- i) The petition is allowed.



- ii) The respondent No.1 is directed to announce the result forthwith including the votes cast by the petitioners.

Sd/-
JUDGE

RSH / CT:ANB
LIST NO.: 2 SL NO.: 6