



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF MARCH, 2026

BEFORE

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

WRIT PETITION NO. 1922 OF 2023 (CS-RES)

BETWEEN:

SRI SHIVAKUMAR S. A.,
S/O LATE APPU,
AGED ABOUT 47 YEARS,
R/AT 1ST CROSS,
KAMAKSHI ROAD,
SHIMOGGA - 577201.

...PETITIONER

(BY SRI. S KALYAN BASAVARAJ,ADVOCATE)

AND:

Digitally signed
by AASEEFA
PARVEEN
Location: HIGH
COURT OF
KARNATAKA

1. THE JOINT REGISTRAR OF
CO OPERATIVE SOCIETTIES
CHAMARAJAPET
BENGALURU - 560018.
2. THE RECOVERY OFFICER
SHIMOGA DISTRICT CO - OPERATIVE
BANK LIMITED,
HEAD OFFICE: BALARAJ URS ROAD,
SHIMOGA - 577201.



3. THE MANAGING DIRECTOR,
SHIMOGA DISTRICT,
CO - OPERATIVE BANK LIMITED,
HEAD OFFICE: BALARAJ URS ROAD,
SHIMOGA - 577201.

...RESPONDENTS

(BY SRI. H.K. KENCHEGOWDA, AGA FOR R1;

SRI. DAYANAND S. PATIL, ADVOCATE FOR R2 AND R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED NOTICE DTD 27.12.2022 VIDE ANNEXURE-A ISSUED IN FORM NO.9 BEARING EP NO.11/2019-20 PURSUANT TO THE AWARD PASSED IN DISPUTE NO.453/2017-18 ON THE FILE OF THE JOINT REGISTRAR OF COOPERATIVE SOCIETIES, BENGALURU REGION, CHAMARAJPET, BENGALURU, PURSUANT TO WHICH ATTACHMENT ORDER DTD 13.10.2014 ANNEXURE-B ISSUED BY THE R2, PRODUCED AT ANNEXURE-A, EXERCISING POWER UNDER RULE 38(2)(d) OF THE KARNATAKA CO-OPERATIVE SOCIETIES RULES, 1960.

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

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



ORAL ORDER

In this writ petition, petitioner is assailing the Notice dated 27.12.2022 (Annexure-A), passed by the respondent-authorities.

2. It is submitted by Sri.Dayanand S. Patil, learned counsel representing respondents No.2 and 3 that despite to issuance of the impugned Notice at 'Annexure-A', the auction was not conducted and therefore submitted that the petition be disposed of.

3. In this ground, learned counsel Sri.S.Kalyan Basavaraj, appearing for the petitioner submitted that, the respondent-Society is issuing the impugned auction notices without fixing the reserved price of the property in question. In that view of the matter, since the auction has not been given effect pursuant to the issuance of 'Annexure-A', I am of the view that, no further orders have to be passed in this regard.

4. In that view of the matter, the writ petition is accordingly disposed of.

**Sd/-
(E.S.INDIRESH)
JUDGE**