



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE ASHOK S.KINAGI

WRIT PETITION NO. 4360 OF 2026 (CS-EL/M)

BETWEEN:

1. SMT. NIRMALA R.
AGED ABOUT 50 YEARS
W/O RAMAIAH
R/AT MUPIGATTA VILLAGE
KADANURU POST, MADURE HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT-561 204.
2. C. RANGEGOWDA
AGED ABOUT 49 YEARS
S/O CHIKKAPPAIAH
R/AT CHANNADEVI AGRAHARA VILLAGE
KADANURU POST, MADURE HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT-561 204.
3. D. RAMEGOWDA
AGED ABOUT 73 YEARS
S/O DODDARANGAIAH
R/AT CHANNADEVI AGRAHARA VILLAGE
KADANURU POST, MADURE HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT-561 204.





4. ASHA B.
AGED ABOUT 33 YEARS
W/O GIRISHA
R/AT CHANNADEVI AGRAHARA VILLAGE
KADANURU POST, MADURE HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT-561 204.
5. R. JAYARAMU
AGED ABOUT 57 YEARS
S/O. LATE RANGAIAH
R/AT CHANNADEVI AGRAHARA VILLAGE
KADANURU POST, MADURE HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT-561 204.
6. RAJANNA R.
S/O RAMAIAH
AGED ABOUT 70 YEARS
R/AT CHANNADEVI AGRAHARA VILLAGE
KADANURU POST, MADURE HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT-561 204.
7. MUNILAKSHAMAMMA
W/O RANGADAMAIAH
AGED ABOUT 60 YEARS
R/AT CHANNADEVI AGRAHARA VILLAGE
KADANURU POST, MADURE HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT-561 204.
8. ANAND R
S/O RAMAIAH S.
AGED ABOUT 43 YEARS



R/AT CHANNADEVI AGRAHARA VILLAGE
KADANURU POST, MADURE HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT-561 204.

9. RAJANNA N.
S/O NARASEGOWDA
AGED ABOUT 73 YEARS
R/AT CHANNADEVI AGRAHARA VILLAGE
KADANURU POST, MADURE HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT
BENGALURU-561 204.

...PETITIONERS

(BY SRI. GIRISH KUMAR C.S., ADVOCATE)

AND:

1. STATE OF KARNATAKA
DEPT. OF COOPERATION
M.S.BUILDING, DR. B.R. AMBEDKAR VEEDHI
BENGALURU-560 001.
REP. BY ITS PRINCIPAL SECRETARY.
2. STATE COOPERATIVE ELECTION COMMISSION
3RD FLOOR, T.T.M.C. "A" BLOCK
SHANTHINAGAR, BENGALURU-560 027.
REP. BY ITS SECRETARY.
3. CHANNADEVIAGRAHARA MILK PRODUCERS
CO-OPERATIVE SOCIETY LTD.
CHANNADEVIAGRAHARA VILLAGE
DODDABALLAPURA TALUK



BENGALURU RURAL DISTRICT-561 204.
REP. BY MANAGING DIRECTOR
SOCIETY REGISTERED UNDER
THE SOCIETIES REGISTRATION ACT.

4. THE RETURNING OFFICER
CHANNADEVIAGRAHARA MILK
PRODUCERS CO-OPERATIVE SOCIETY LTD.
CHANNADEVIAGRAHARA VILLAGE
BENGALURU RURAL DISTRICT -561 204.
SOCIETY REGISTERED UNDER
THE SOCIETIES REGISTRATION ACT.

5. DEPUTY REGISTRAR OF
CO-OPERATIVE SOCIETIES
BEERASANDRA, KUNDAN HOBLI
DEVANAHALLI TALUK
BENGALURU RURAL DISTRICT
BENGALURU-562 104.
SOCIETY REGISTERED UNDER
THE SOCIETIES REGISTRATION ACT.

...RESPONDENTS

(BY SRI. YOGESH D.NAIK, AGA FOR R1, R4 AND R5;
SRI. DEVIPRASAD SHETTY, ADVOCATER FOR R6 TO R15 ON
I.A.NO.1/2026)

THIS PETITION IS FILED UNDER ARTICLES 226 & 227 OF
THE CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT OF
MANDAMUS OR ANY OTHER APPROPRIATE WRIT OR ORDER OR
DIRECTION AGAINST THE RESPONDENTS 2 TO 5 TO INCLUDE
THE NAME OF THE PETITIONERS IN THE FINAL/VALID VOTERS
LIST VIDE ANNEXURE-C AND PERMIT THE PETITIONERS TO
CAST THEIR VOTE IN THE ELECTION OF RESPONDENT NO.3-
SOCIETY WHICH IS SCHEDULED TO BE HELD ON 11.02.2026
AND ETC.



THIS PETITION, COMING ON FOR ORDERS, THIS DAY,
ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE ASHOK S.KINAGI

ORAL ORDER

Learned counsel for the parties submit that during the pendency of the petition, the elections were held and the results are declared. Learned counsel for the petitioners submits that a liberty be reserved in favour of the petitioners to raise a dispute under Section 70 of the Karnataka Co-operative Societies Act, 1959 (for short 'the Act of 1959') and the counting of the ballot papers of the petitioners shall be subject to the final outcome of the dispute to be raised by the petitioners under Section 70 of the Act of 1959. Hence, prays that the writ petition may be disposed of.

2. Perused the records, and considered the submissions of the landed counsel for the parties.

3. Admittedly, during the pendency of this petition, this Court vide order dated 11.02.2026 directed respondent no.4 to permit the petitioners to cast their votes in a separate ballot box, and the Returning Officer was directed not to count



the votes of the petitioners, and that the casting of their votes shall be subject to the final outcome of the writ petition, and further, directed the Returning Officer to declare the results of the election.

4. Pursuant to the interim order passed by this Court, the petitioners casted their votes in the election and the Returning Officer has declared the result. In view of the same, nothing survives for consideration in this petition. If the petitioners aggrieved by the result of the election, they have an alternative efficacious remedy under Section 70 of the Act of 1959.

5. In view of the same, nothing survives for further consideration in this petition. Accordingly, the petition is ***disposed of*** as having rendered infructuous.

6. A liberty is reserved in favour of the petitioners, i.e., if the petitioners are aggrieved by the results of the election, they are entitled to raise a dispute under Section 70 of the Act of 1959, if so advised.



7. In the event, if the petitioners succeed under the dispute raised under Section 70 of the Act of 1959, counting of votes of the petitioners shall be subject to the final outcome of the dispute under Section 70 of the Act of 1959.

8. Sri.Deviprasad Shetty, learned counsel submits that he has filed the impleading application i.e., I.A.No.1/2026 and submits that the impleading applicants may be permitted to participate in the dispute, if raised by the petitioners and with the said observation, I.A. may be disposed of.

9. Submission is placed on record.

10. A liberty is reserved in favour of the impleading applicants to participate in the dispute under Section 70 of the Act of 1959, if raised by the petitioners.

11. Pending applications, if any, shall stand disposed of.

**Sd/-
(ASHOK S.KINAGI)
JUDGE**