



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 14TH DAY OF OCTOBER, 2025

BEFORE

THE HON'BLE MS. JUSTICE JYOTI MULIMANI

WRIT PETITION NO. 7797 OF 2024 (L-PG)

BETWEEN

INDIAN COFFEE WORKERS
CO-OPERATIVE SOCIETY LIMITED,
UNIT NO.37 AND 38,
19, BRIGADE GARDENS, CHURCH STREET,
BENGALURU - 560001.
REPRESENTED BY ITS
CHIEF EXECUTIVE OFFICER
SRI. B.H. HANUMANTHAIAH.

...PETITIONER

(BY SRI. SWAMY N.B.N., ADVOCATE)

AND:

1. THE DEPUTY LABOUR COMMISSIONER,
DIVISION NO.04, KARMIKA BHAVANA,
BANNERGHATTA ROAD,
BENGALURU - 560029.
2. THE SENIOR LABOUR INSPECTOR,
OFFICE OF THE LABOUR COMMISSIONER
41ST CRICLE, DIVISION NO.02,
KARMIKA BHAVANA,
BANNERGHATTA ROAD,
BENGALURU - 560029.
3. SRI. N.H.LAKSHMAN GOWDA,
SON SRI. HANUME GOWDA,
AGED ABOUT 62 YEARS,
RESIDING AT NO.79, 3RD CROSS,

Digitally signed by
THEJAS KUMAR N
Location: HIGH
COURT OF
KARNATAKA



1ST MAIN ROAD, S.V.G. NAGAR,
MUDULAPALYA, BENGALURU - 560072.

4. THE SPECIAL TAHSILDAR,
BENGALURU NORTH TALUK,
KANDHAYA BHAVANA,
GROUND FLOOR,
DISTRICT OFFICES ROAD,
BENGALURU - 560009.

...RESPONDENTS

(SRI.RAJENDRA.K.R., AGA FOR R1, 2 AND 4;
SRI.L.MURALIDHAR PESHWA., ADVOCATE FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226
AND 227 OF THE CONSTITUTION OF INDIA.

THIS WRIT PETITION IS LISTED FOR PRELIMINARY
HEARING IN 'B' GROUP, THIS DAY AN ORDER IS MADE AS
UNDER:

ORAL ORDER

Sri.Swamy.N.B.N., counsel for the petitioner,
Sri.Rajendra.K.R., AGA for respondents 1, 2 and 4 and
Sri.L.Muralidhar Peshwa., counsel for respondent No.3 have
appeared in person.

2. The order dated 21.04.2023 passed by the
Controlling Authority vide Annexure-D is called into question in
this Writ Petition on several grounds as set-out in the
Memorandum of Writ Petition.



3. Counsel for the respective parties urged several contentions. Heard the arguments and perused the Writ papers with care.

4. It is significant to note that Article 226 is not intended to circumvent statutory procedures. When a right or liability is created by a statute which itself prescribes the remedy or procedure for enforcing the right or liability, resort must be had to that particular statutory remedy before seeking the discretionary remedy under Article 226. The law is also well settled that a petition under Article 226 should not be entertained unless the statutory remedies are ill-suited to meet the demands of an extraordinary situation.

Suffice it to note that as against the final order passed by the Controlling Authority, a statutory remedy of filing an appeal lies before the Appellate Authority. Hence, I decline to exercise power under the Writ jurisdiction. If at all the petitioner has any grievance, the petitioner may take recourse under the law seeking appropriate relief before the appropriate Forum subject to the law's permission, if so advised.

5. Resultantly, the Writ Petition is ***dismissed***.



**NC: 2025:KHC:40571
WP No. 7797 of 2024**

Because of dismissal of the Writ Petition, pending interlocutory applications if any are disposed of and interim direction if any stands discharged.

**Sd/-
(JYOTI MULIMANI)
JUDGE**

TKN
List No.: 1 Sl No.: 33.2