



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 3RD DAY OF JULY, 2026

BEFORE

THE HON'BLE MR. JUSTICE B M SHYAM PRASAD

WRIT PETITION NO. 20039 OF 2026 (LB-RES)

BETWEEN:

SMT HEMAVATHI S
W/O B.NAGARAJ,
AGED ABOUT 48 YEARS
PRESIDENT,
NO.306, BASAVARAJAPPA STREET
OPP PEOPLE TREEE
BETTAHALSURU,
BETTAHALSURU POST,
YELAHANKA TALUK,
BENGALURU-562157

...PETITIONER

(BY SRI. JAYAKUMAR S. PATIL, SENIOR ADVOVATE;

SRI. ANANDA H.J, ADVOCATE)

AND:

1. STATE OF KARNATAKA
DEPARTMENT OF PANCHAYAT RAJ
AND RURAL DEVELOPMENT,
BY ITS SECRETARY
VIDHANA SOUDHA
BANGALORE 560 001.





2. THE ASSISTANT COMMISSIONER
BANGALORE NORTH TALUK,
K.G.ROAD
BANGALORE- 560009
3. BETTAHALASOORU GRAMA PANCHAYAT,
REPRESENTED BY PANCHAYATH
DEVELOPMENT OFFICER
BETTAHALASURU GRAM PANCHAYATH
BETTAHALASOORU POST,
YELAHANKA TALUK,
BENGALURU-562157.

...RESPONDENTS

(BY SRI. BOPANNA BELLIAPPA, AGA FOR R1 & R2)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE NOTICES IN NO. ELN.CR.06/2026-27 DTD 17.06.2026 ISSUED BY R2 VIDE ANNEX-D AND D1.GRANT AN ITNERIM ORDER TO STAY NOTICE IN NO. ELN.CR/06/2026-27 DATED 17.06.2026 ISSUED BY R2 VIDE ANNEX-D AND D1.

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

CORAM: HON'BLE MR. JUSTICE B M SHYAM PRASAD



ORAL ORDER

The petitioner is the elected president of Bettahalasooru Grama Panchayat [*the third respondent*], and the petitioner is aggrieved by the notice dated 17.06.2026 issued by the jurisdictional Assistant Commissioner to convene a "*No Confidence Motion Meeting*" on 06.07.2026 at 11.00 a.m.

Mr. Jayakumar S. Patil, the learned Senior counsel for the petitioner, submits that the petitioner's grievance must be considered in the light of the facts such as that [**a**] the notice is issued based on an application filed by 21 members out of 26 members but about 11 members have a filed a representation subsequently stating that they support the petitioner and [**b**] out of 11 members, 6 are those who have joined the request for "*No Confidence Motion*" and they have stated that they did not support the motion and the documents signed for



certain purposes are being used to project their support for the motion.

Mr. Bopanna Belliappa, the learned Additional Government Advocate who accepts notice for the first and second respondents, are heard on whether there must be interference on this ground to stall the meeting. This Court must opine that if the petitioner draws support from the circumstances that are post the request for No Confidence Motion, the meeting must go on. However, the jurisdictional Assistant Commissioner, who will have to chair the meeting as required under the Rules, must ensure that the "*No Confidence Motion*" is put to vote in a free and fair manner without room for any allegation.

The petition stands ***disposed of*** accordingly.

Sd/-
(B M SHYAM PRASAD)
JUDGE

RB