



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 26TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

WRIT PETITION NO.101069 OF 2026 (GM-DRT)

BETWEEN:

SRI. RAHAMATHULLA K. S/O. DAHULSAB,
AGE. 50 YEARS, OCC. AGRICULTURIST,
R/O. WARD NO.9, GUNDINA KERI,
TQ. HARAPANAHALLI, DIST. VIJAYANAGAR-583131.

...PETITIONER

(BY SRI. B.C JNANAYYASWAMI, ADVOCATE)

AND:

KARNATAKA GRAMEENA BANK,
HEAD OFFICE BALLARI,
REPRESENTED BY ITS AUTHORIZED OFFICER,
VIJAYANAGAR REGIONAL OFFICE-560040.

...RESPONDENT

(BY SRI. SACHCHIDANAND B.PATIL, ADVOCATE)



THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF CONSTITUTION OF INDIA, PRAYING TO 1. ISSUE THE WRIT IN THE NATURE OF CERTIORARI TO QUASH THE IMPUGNED E-AUCTION NOTICE DATED 03.01.2026 ISSUED BY RESPONDENT BANK IN RESPECT OF PETITIONER RESIDENTIAL HOUSE DOOR NO.425/1723/2 WITH EXTENT EW: 36.5 FEET NS: 40 FEET TOTAL 1460 FEET SITUATED AT 9TH WARD, GUNDINA KERE, HARAPPANAHALLI, TQ. HARAPPANAHALLI, DIST. VIJAYANAGARA, VIDE ANNEXURE-C IN THE INTEREST OF JUSTICE AND EQUITY. 2. GRANT SUCH OTHER RELIEFS THAT THIS HON'BLE COURT MAY DEEMS FIT IN THE CIRCUMSTANCES OF THE CASE, IN THE INTEREST OF JUSTICE AND EQUITY.



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

CORAM: THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

ORAL ORDER

The present writ petition is filed seeking the following prayers:

"1. Issue the writ in the nature of Certiorari to quash the impugned E-auction notice dated 03.01.2026 issued by respondent bank in respect of petitioner Residential House Door No.425/1723/2 with extent EW: 36.5 feet NS: 40 feet total 1460 feet situated at 9th ward, Gundina Kere, Harappanahalli, Tq. Harappanahalli, Dist. Vijayanagara, vide Annexure-C in the interest of justice and equity.

2. Grant such other reliefs that this Hon'ble Court may deems fit in the circumstances of the case, in the interest of justice and equity."

2. When the matter came up before this Court on the last occasion, learned counsel for the petitioner submitted that the petitioner is ready to pay the entire amount, provided reasonable time is granted and accordingly, this Court had directed the petitioner to come up with an undertaking affidavit.

3. Today, an undertaking affidavit is placed before the Court. In terms thereof, the petitioner undertakes to pay the



total outstanding amount of Rs.15,59,632/- within four months and out of total outstanding amount, he will pay Rs.5,59,632/- as part of the payment by March, 2026 and remaining amount will be paid within three months i.e. by 18th June, 2026. The said undertaking affidavit is placed on record.

4. Learned counsel appearing for the respondent/Bank submits that the petitioner has been a defaulter and a direction be issued to the petitioner to pay the entire amount within one month.

5. Having heard the learned counsels on either side, perused the material on record including the undertaking affidavit filed by the petitioner. Considering the undertaking affidavit of the petitioner, this Court is passing the following:

ORDER

- i) The petitioner shall pay the total outstanding amount of Rs.15,59,632/- within four months and out of total outstanding amount, the petitioner shall pay a sum of Rs.5,59,632/- as part of the



payment by March, 2026 and remaining amount shall be paid by 18th June, 2026.

- ii) If the petitioner fails to pay even one installment, as undertaken by him, the respondent/Bank is at liberty to continue the proceedings, as it stands today.
- iii) Accordingly, the writ petition is ***disposed of.***
- iv) All pending I.As. in this petition shall stand closed.

Sd/-
JUSTICE LALITHA KANNEGANTI

JTR
CT: UMD
List No.: 1 SI No.: 14