



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 25TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

WRIT PETITION NO. 101317 OF 2026 (GM-RES)

BETWEEN:

SIDDAPPA S/O. MARADEPPA DEVARGUDDA,
AGE. 47 YEARS, OCC. AGRICULTURE,
R/O. NEAR MARUTHI EXERCISE SCHOOL
KURUBAGERI, TQ. RANEBENNUR,
DIST. HAVERI-581115.

...PETITIONER

(BY SRI. VINAY S. KOUJALAGI, ADVOCATE)

AND:

1. THE CO-OPERATIVE DEVELOPMENT OFFICER
AND ARBITRATOR, OFFICE OF THE DEPUTY
REGISTRAR OF CO-OPERATIVE SOCIETIES
AND DEPARTMENTAL ARBITRATOR,
DIST. HAVERI-581110.
2. THE ASSISTANT REGISTRAR
OF CO-OPERATIVES SOCIETIES
AND SALE OFFICER, OFFICE OF
THE ASSISTANT REGISTRAR
OF CO-OPERATIVE SOCIETIES,
DIST. HAVERI-581110.





3. THE MANAGER,
SHREE BASAVESHWAR URBAN CO-OP BANK LTD.,
RANEBENNUR, TQ.RANEBENNUR,
DIST. HAVERI-5811101.
4. SRI. JAFFARULLA S/O. MOHAMMAD
GHOUSE KANCHARGATHI,
AGE. 65 YEARS, OCC. BUSINESS,
R/O. RANEBENNUR, TQ. RANEBENNUR,
DIST. HAVERI-5811101.

...RESPONDENTS

(BY SRI. T. HANUMAREDDY, ADDL. GOVT. ADV. FOR R1 AND R2;
SRI. N.R. KUPPELUR, ADVOCATE FOR R3;
SRI. PRASHANT MATHAPATI, ADVOCATE FOR R4)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT IN THE NATURE OF CERTIORARI OR ANY OTHER WRIT, ORDER OR DIRECTION AND QUASH THE AUCTION CONDUCTED AND FURTHER PROCEEDINGS IN PURSUANT TO THE NOTIFICATION DATED 30/12/2025 PUBLISHED IN PRAJAWANI KANNADA DAILY NEWS PAPER PUBLISHED ON 19/12/2025 PRODUCED AT ANNEXURE-C AND ALL FURTHER ACTION THERETO, 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 prayer:

" Issue a writ in the nature of certiorari or any other writ, order or direction and quash the auction conducted and further proceedings in pursuant to the notification dated 30/12/2025 published in Prajawani kannada daily news paper published on 19/12/2025 produced at ANNEXURE-C and all further action thereto, in the interest of justice and equity."

2. When the matter came up on the last occasion, it was submitted by the learned counsel for the petitioner that he is ready to pay the amount and then this Court had asked the petitioner to file an undertaking affidavit.

3. Today, the undertaking affidavit is placed before the Court and as per the said undertaking affidavit, the petitioner is seeking one year time to pay the amount. This Court cannot accommodate the petitioner by granting the time as sought for in the undertaking affidavit. The petitioner is not able to make out a case seeking interference of this Court under Article 226 of the Constitution of India.



4. Learned counsel appearing for respondent/Bank submits that an award was passed on 21.04.2023 and right from that day, the petitioner had enough time for the last 3 years and there are no reasons to interfere with the auction proceedings, as the auction purchaser had paid the entire amount.

5. Heard the learned counsels on either side. When the petitioner has come before this Court questioning the auction conducted by the bank. Unless and until he makes out a case seeking interference under 226 of the Constitution of India, this Court cannot interfere with the same. The petitioner failed to make out any case. In that view of the matter, this Court finds no reason to interfere. Accordingly, this Court proceeds to pass the following:

ORDER

- a) The writ petition is ***disposed of***, giving liberty to the petitioner to avail the appropriate remedy, if any, in accordance with law.



- b) All pending I.As. in this petition shall stand closed.

Sd/-
JUSTICE LALITHA KANNEGANTI

JTR
CT: UMD
List No.: 1 Sl No.: 26