



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 25TH DAY OF MARCH, 2026
BEFORE
THE HON'BLE MR. JUSTICE ASHOK S. KINAGI
WRIT PETITION NO. 102478 OF 2026 (GM-DRT)

BETWEEN:

1. MRS. MARIYAMBI W/O ABDUL KHADAR MOMIN
AGE 70 YEARS, OCC. HOUSEWIFE
R/O #187 E, BEPARI MOHALLA, SADASHIVGAD
DIST. UTTAR KANNADA, KARWAR 581352

...PETITIONER

(BY SRI. RAM P. GHORPADE, ADVOCATE)

AND:

1. THE CANARA BANK
BY ITS AUTHORISED OFFICER
ARM BRANCH, PANJIM, GOA, PIN-403001.
2. M/S MOMIN CONSTRUCTIONS
R/BY VASIM ABDUL KHADAR MOMIN
AZARA ENCLAVE APARTMENTS
SADASHIVGAD, KARWAR 581352
3. MR. VASIM S/O ABDUL KHADAR MOMIN
PROPERTY, M/S MOMIN CONSTRUCTIONS
AZARA ENCLAVE APARTMENTS
SADASHIVGAD, KARWAR 581352
4. MR. ABUBAKAR S/O SAYED HAROON
AJIIKATTA, SHEDGERI, ANKOLA 581314
KARWAR DIST.
5. MRS. SHABIYA /O AYUB KHAN PATEL
HULIDEVRWADA, SHEDGERI,
ANKOLA 581314, DIST. KARWAR.
6. MR. SAYED NAZEER HAROON PEERSAB
S/O MR SAYED HAROON PEERSAB
AJIIKATTA, SHEDGERI, ANKOLA 581314
DIST. KARWAR

MOHANKUMAR
B SHELAR



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7. MR. RAZEEYA SAYED HAROON PEERSAB
S/O SAYED HAROON
AJJIKATTA, SHEDGERI, ANKOLA 581314
DIST. KARWAR.
8. MR. SHAFI SAYED HAROON
S/O SAYED HAROON
AJJIKATTA, SHEDGERI, ANKOLA 581314
DIST. KARWAR
9. MR. NOORJAHAN SAYED HAROON
S/O SAYED ADAM HULIDEVARWADA
AJJIKATTA, SHEDGERI, ANKOLA 581314
DIST. KARWAR.

...RESPONDENTS

(BY SRI. M.B. HIEMATH, ADV FOR R1,
SRI. ARAVIND D. KULKARNI, ADV FOR R2 TO R9)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF
THE CONSTITUTION OF INDIA, PRAYING TO

I) ISSUED A WRIT IN THE NATURE OF CERTIORARI QUASHING
THE IMPUGNED NOTICE ISSUED BY THE RESPONDENT NO.1 FOR SALE
NOTICE OF THE PETITIOER PROPERTY BY ITS DATED 25.02.2026 IN
REF.ARGB/5103120/589/2025-26/RKG AS PER ANNEXURE-E.

II) PASS SUCH OTHER ORDER/ORDERS AS THIS HONBLE COURT
DEEMS FIT, IN THE FACTS AND CIRCUMSTANCES OF THE CASE,
INCLUDING ORDER AS TO COSTS, IN THE INTEREST OF JUSTICE.

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



ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE ASHOK S. KINAGI)

1. Learned counsel for the petitioner seeks leave of the Court to withdraw the Writ Petition.
2. The memo is placed on record.
3. The petition is dismissed as withdrawn.
4. Liberty is reserved to the petitioner to approach the respondent-Bank.

Sd/-
(ASHOK S. KINAGI)
JUDGE