



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.106998 OF 2025 (CS-EL/M)

BETWEEN:

1. SHRI MALLIKARJUN VAYASAYA SEVA
SAHAKARI SANGA BALESAR,
SIDDAPUR TALUKA, UTTARA KANNADA DISTRICT,
REP. BY ITS CHIEF EXECUTIVE OFFICER,.
2. THE TOTAGAR RURAL AGRICULTURAL
MULTI PURPOSE SOCIETY LTD.,
NEW MARKET YARD, SIRSI,
UTTAR KANNADA DISTRICT-581 402,
REP BY ITS CHIEF EXECUTIVE OFFICER.
3. SEVA SAHAKARI SANGHA LTD.,
KANCHIKAI, KANCHIKAI AMMINAHALLI,
SIDDAPUR, DIST. UTTARA KANNADA
REP. BY CHIEF EXECUTIVE OFFICER.
4. KANAGOD M.P. SOCIETY, YADALLI,
TALUK SIRSI, UTTAR KANNADA-581402.
5. KULUVE SEVA SAHAKARI SANGH, KULUVE,
TALUK SIRSI, UTTAR-KANNADA-581402.
6. TATTISARA SEVE SAHAKARI SANGH, ONIKERE,
TALUK SIRSI, UTTAR-KANNADA-581402.
7. MUNDAGANMANE SEVA SAHAKARI SANGHA,
MATTIGATTA, MUNDGANMANE,
TALUK SIRSI, UTTAR KANNADA-581402.



8. SALKANI GROUP SEVA SAHAKARI SANGH NIYAMITA
SALKANI, TALUK SIRSI, UTTAR KANNADA-581402.

ALL SOCIETIES ARE REPRESENTED BY THEIR
RESPECTIVE CHIEF EXECUTIVE OFFICERS.

NOTE: NAME OF PETITIONER NO.2 SOCIETY IS
WRONGLY SHOWN IN INELIGIBLE LIST AT SL.NO.37.
NOW CORRECTLY NAME OF PETITIONER NO.2,
SOCIETY IS MENTIONED IN
CAUSE TITLE AS PER ANNEXURE-G.

...PETITIONERS

(BY SRI. MADHUKESHWAR DESHPANDE, ADVOCATE)

AND:

1. STATE OF KARNATAKA,
REP. BY ITS PRINCIPAL SECRETARY,
DEPARTMENT OF CO-OPERATION,
M.S. BUILDING, 6TH FLOOR, BENGALURU-560001.
2. THE REGISTRAR OF CO-OPERATIVE SOCIETIES,
GOVERNMENT OF KARNATAKA,
NO.1, ALI-ASKAR ROAD,
BENGALURU-560052.
3. CO-OPERATIVE ELECTION AUTHORITY,
3RD FLOOR, SHANTINAGAR,
T.T.M.C., "A" BLOCK, SHANTINAGAR,
BENGALURU-560027, REP. BY ITS SECRETARY.
4. DISTRICT CO-OPERATIVE ELECTION OFFICER
AND DEPUTY REGISTRAR OF
CO-OPERATIVE SOCIETIES,
UTTARA KANNADA, KARWAR,
DIST. UTTARA KANNADA-581 301.
5. RETURNING OFFICER,
ADHIKSHAKARU, JOINT REGISTRAR OF



CO-OPERATIVE SOCIETIES, KENDRA SAHAKARI
SAGATU MARATA MALIGE NIAYAMITA
(JANATA BAJAR) SIRSI, UTTARA KANNADA-581401.

6. KENDRA SAHAKARISAGATU
MARATA MALIGE NIYAMITA,
TQ. SIRSI, DIST. UTTARA KANNADA-581 401,
REP. BY IT'S CHIEF EXECUTIVE OFFICER.

...RESPONDENTS

(BY SRI. KIRTELATA R.PATIL, HCGP FOR R1, R2, R4 AND R5;
SRI. G.V. BHARAMAGOUDAR, ADVOCATE FOR R3;
SRI. VIJAY MALALI, ADVOCATE FOR R6)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO A) ISSUE A WRIT OF CERTIORARI QUASHING THE FINAL INELIGIBLE VOTERS LIST ISSUED BY RESPONDENT NO.4 MARKED AT ANNEXURE-D IN THE ELECTION TO THE BOARD OF 6TH RESPONDENT SOCIETY FOR THE TERM 2025 TO 2029. B) IN ALTERNATIVE ISSUE WRIT IN THE NATURE OF MANDAMUS AND DIRECT THE RESPONDENT NO.4 TO 6 TO PERMIT THE PETITIONER SOCIETIES TO CONTEST THE ELECTION AND CAST VOTE IN THE ELECTION OF 6TH RESPONDENT SOCIETY WHICH IS SCHEDULED TO BE HELD ON 27-09-2025 AS PER ANNEXURE-A. C) PASS SUCH OTHER ORDERS AS THIS HON'BLE COURT DEEMS FIT IN THE FACTS AND CIRCUMSTANCES OF THE CASE, INCLUDING COSTS, IN THE INTEREST OF JUSTICE AND EQUITY.

THIS WRIT 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. The petitioner's filed this writ petition seeking the following relief's:

"WHEREFORE, the petitioner prays that this Hon'ble Court is pleased to:

a) Issue a Writ of Certiorari quashing the final ineligible voters list issued by Respondent No.4 marked at Annexure-D in the election to the Board of 6th respondent Society for the term 2025 to 2029.

b) In alternative issue writ in the nature of mandamus and direct the respondent no 4 to 6 to permit the petitioner societies to contest the election and cast vote in the election of 6th respondent- society which is scheduled to be held on 27.09.2025 as per Annexure A.

c) Pass such other orders as this Hon'ble Court deems fit in the facts and circumstances of the case, including costs, in the interest of justice and equity."

2. This Court had an occasion to consider the similar issue in Mohan Bateendra Devadiga Vs. The State of Karnataka in WP No.100483/2026, wherein this court



dismissed the Writ Petition, following the Judgment in the case of Bhimappa Sidagoud Magadam Vs. The Deputy Commissioner and ors in Writ Petition No.148379/2020.

3. Learned Additional Government Advocate submitted that the petitioners therein filed a writ appeal in Writ Appeal No.100141/2026, and the said writ appeal was dismissed today, thereby confirming the order passed by this Court.

4. In view of the same, the present writ petition is dismissed as not maintainable.

5. Pending application, if any, shall be disposed of.

**Sd/-
(ASHOK S. KINAGI)
JUDGE**

AC
CT: UMD
List No.: 1 Sl No.: 11