



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 3RD DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

WRIT PETITION NO. 200132 OF 2025 (CS-EL/M)

BETWEEN:

1. LAXMAN S/O NAGAPPA DALAWAI,
AGE:40 YEARS, OCC: AGRICULTURE AND MEMBER
OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1442.
R/O KAMBAGI, TQ:BABALESHWAR,
DIST:VIJAYAPUR.
2. SULTAN B. NADAF,
AGE:40 YEARS, OCC: AGRICULTURE AND MEMBER
OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1204,
R/O HANAMASAGAR, TA BABALESHWAR.
DIST:VIJAYAPUR.
3. NABISAB MULLA,
AGE:65 YEARS,
OCC:AGRICULTURE AND MEMBER OF
PKPS KENGALAGUTTI,
MEMBERSHIP NO.1293,
R/O KAMBAGI, TQ BABALESHWAR,
DIST:VIJAYAPUR.
4. BASAPPA H. NAGARADINNI,
AGE:50 YEARS, OCC:AGRICULTURE AND MEMBER
OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1375,

Digitally signed
by RENUKA
Location: HIGH
COURT OF
KARNATAKA



R/O KAMBAGI, TQ BABALESHWAR,
DIST:VIJAYAPUR,

5. SIDDAPPA S/O MALLAPPA CHALWADI,
AGE:33 YEARS, OCC:AGRICULTURE AND MEMBER
OF PKPS KENGALAGUTTI,
MEMBERSHIP NO.1418,
R/O KAMBAGI TQ. BABALESHWAR
DIST VIJAYAPURA.
6. SUNANDA G. SIDDOJI,
AGE:32 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI,
MEMBERSHIP NO.1597
R/O KAMBAGI, TQ: BABALESHWAR,
DIST:VIJAYAPUR.
7. MAHADEV SIDDOJI,
AGE: 43 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1598
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
8. JINNAPPA ANNAPPA JANOOJI
AGE: 43 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1599
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
9. RAMESH S/O KALYANI KESARAGOPPA
AGE: 45 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1643
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
10. SIDDAPPA T. HALLI
AGE: 65 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI



MEMBERSHIP NO.1658
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.

11. MALLAPPA S/O HANAMANT PUJARI
AGE: 65 YEARS, OCC: TEACHER AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1806
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
12. SHANKRAPPA S/O BHIUMAPPA UPPAR
AGE: 49 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1851
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
13. KALAYNI S/O BHIMAPPA KESARGOPPA
AGE: 6 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1899
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
14. MALLAPPA S/O SIDDALINGAPPA FAKIRAPPAGOL
AGE: 44 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1993
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
15. RANGAPPA S/O APPANNA POOJARI
AGE: 27 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.2475
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
16. RAMAPPA S/O CHANNAPPA AWATI
AGE: 48 YEARS, OCC: AGRICULTURE AND



MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.03
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.

17. SATTEWWA W/O SIDARAMAPPA DALAWAI
AGE: 85 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.18
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
18. INDRABAI W/O ASHOK PATI
AGE: 43 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.82
R/O KENGALAGUTTI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
19. KASTURI W/O MALLAPPA KOTIN
AGE: 40 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO. 89
R/O KENGALAGUTTI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
20. RAMESH S/O NAMADEV YEDAV
AGE: 45 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.128
R/O HANAMASAGAR,
TQ. BABALESHWAR,
DIST. VIJAYAPUR.
21. SHIVAPPA S/O HANAMANT SINGI
AGE: 60 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.138
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



22. LAXMIBAI W/O SHANKRAPPA UPPAR
AGE: 55 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.152
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
23. PARAMANNA S/O SIDDAPPA HALIAVAR
AGE: 59 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.163
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
24. PARAMANAND S/O CHANNAPPA SUTAGUNDI
AGE: 57 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.165
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
25. GAGANAND S/O SADASHIV KUDAGI
AGE: 45 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.192
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
26. CHANDRASHAKER S/O BAIRAPPA BILLUR
AGE: 62 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.230
R/O KENGALGUTTI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
27. YELLAWWA W/O JAYAVANT KAMBAGI
AGE: 57 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.288
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



28. LAKMANHAKIM S/O NOORSAB KALAHAR
AGE: 32 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.307
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
29. SHEKAPPA S/O RAMAPPA MADAR
AGE: 69 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.328
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
30. SHIVAPUTRA RACHAYYA MATAPATI
AGE: 44 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.329
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
31. RACHAWWA W/O GIRIMALLAYYA MATHAPATI
AGE: 42 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.345
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
32. GANGUBAI W/O GIRIMALAYYA MATHAPATI
AGE: 57 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.354
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
33. LAKAWWA W/O HANAMANT MADAR
AGE: 59 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.357
R/O KENGALAGUTTI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



34. SHIVALINGAPPA S/O RAMANNA RUGI
AGE: 72 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.361
R/O KENGALAGUTTI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
35. SHRISHAIL S/O MALLAPPA MAGAVII
AGE: 47 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.418
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
36. YALLAPPA S/O YAMANAPPA JANOOJI
AGE: 53 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.451
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
37. INDRAIBAI W/O LINGAPPA KESARAGOPPA
AGE: 54 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.474
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
38. PRAVEEN S/O ADIVAPPA NAVI
AGE: 30 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.524
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
39. RAYAPPA S/O RACHAPP MANTOOR
AGE: 60 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.554
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



40. SADASHIV S/O MARUTI YEDAV
AGE: 54 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.671
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
41. RENEKA W/O SURESH GOURAVVAGOL (JANOJI)
AGE: 34 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.712
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
42. SADASHIV S/O NINGAPPA KUNDARAGI
AGE: 50 YEARS, OCC: SERVICE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.721
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
43. VITTAL S/O ARJUN KUCHANUR
AGE: 28 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.750
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
44. VITTAL S/O NINGAPPA DALAWAI
AGE: 34 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.790
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
45. RAMAPPA S/O YAMANAPPA JANOJI
AGE: 43 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.821
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



46. GURUPADAPPA S/O BALAPPA JIVAJI
AGE: 70 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.855
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
47. KAMALABAI W/O ARJUN KUCHANUR
AGE: 57 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.890
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
48. MUBARAK S/O NOORSAB KOHLAR
AGE: 43 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.899
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
49. RAJASHEKER S/O SHRISHAIL PADASALAGI
AGE: 51 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.916
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
50. SHANKAR S/O VITOBA YEDAV
AGE: 74 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.974
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
51. SHIVAYYA S/O DANAYYA MATHAPATI
AGE: 70 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1000
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



52. SHEKAR S/O SHIVAPPA SINGE
AGE: 44 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1064
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
53. GURUPADAPPA S/O IRAPPA PADASALAGI,
AGE: 59 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1101
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
54. BHIMAPPA S/O CHANAPPA SANADI
AGE: 56 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1164
R/O KENGALAGUTTI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
55. MALASHREE W/O SAMBAJI SANAWALE
AGE: 44 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1187
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
56. MAHANANDA W/O SRIKANT GOLAPPA
AGE: 38 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1278
R/O KENGALAGUTTI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
57. BASAPPA R KALADAGI
AGE: 52 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1297
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



58. SHASHAPPA R KALADAGI
AGE: 48 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1298
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
59. YAMANABAI W/O KALYANI KESARAGOPPA
AGE: 60 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1373
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
60. MALLAPPA HUCHAPPA SONNADDA
AGE: 65 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1445
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
61. KALLAPPA S/O ARJUN KOPPAD
AGE: 41 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1448
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
62. MANTAWWA M. MATH
AGE: 61 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1456
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
63. SURESH S/O NINGAPPA KESARAGUPPA
AGE: 36 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1438
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



64. RATANAWWA W/O ANNAPPA AWATI
AGE: 62 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1534
R/O KENGALAGUTTI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
65. SUBASH S/O HANUMANT SINGE
AGE: 55 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1550
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
66. SHIVAPPA S/O SIDDARAMAPPA KANNUR
AGE: 60 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1560
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
67. SIDALINGAPPA S/O MUTTAPPA FAKIRAPPAGOL
AGE: 65 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1615
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
68. BUDDDESAB S/O HUSENSAB NADAF
AGE: 53 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1668
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
69. RAGUNANDA S/O BASAPPA HUDDAR
AGE: 45 YEARS, OCC: TEACHER AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1669
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



70. CHANDRAWWA W/O MALLAPPA JANOOJI
AGE: 41 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1728
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
71. SAVITRI W/O PRAKESH SADAPPAGOL
AGE: 36 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1792
R/O GUNADAL, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
72. RAZAKSAB S/O SAIDUSAB NADAF
AGE: 43 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1793
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
73. GOURAWWA W/O VITTAL KATARAL
AGE: 40 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1840
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
74. SUJATA W/O RANGARAO YEDAV
AGE: 55 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1891
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
75. KADAPPA W/O BASAPPA MADARKANDI
AGE: 27 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.2022
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.



76. SACHIN S/O ASHOK PATIL
AGE: 25 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.2023
R/O KENGALAGUTTI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
77. GAIBUSAB S/O MERASAB HALABAR
AGE: 26 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.2046
R/O KAMBAGI, T
Q. BABALESHWAR,
DIST. VIJAYAPUR.
78. SHRISHAIL S/O SHIVAPPA SHIVANNAWAR
AGE: 32 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.2250
R/O HANAMASAGAR, TQ. BABALESHWAR,
DIST. VIJAYAPUR.
79. BASAVARAJ S/O GANGAPPA KALAKAR
AGE: 36 YEARS, OCC: AGRICULTURE AND
MEMBER OF PKPS KENGALAGUTTI
MEMBERSHIP NO.1121
R/O KAMBAGI, TQ. BABALESHWAR,
DIST. VIJAYAPUR.

...PETITIONERS

(BY SRI SANGANAGOUDA V. BIRADAR, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY ITS PRINCIPAL SECRETARY,
DEPARTMENT OF CO-OPERATION,
M.S. BUILDING,
BENGALURU- 560001.



2. THE DEPUTY REGISTRAR OF
CO-OPERATIVE SOCIETIES
VIJAYAPUR,
TQ. AND DIST. VIJAYAPUR-586101.
3. THE ASSISTANT REGISTRAR OF
CO-OPERATIVE SOCIETIES,
VIJAYAPUR,
TQ. AND DIST. VIJAYAPUR. 586209.
4. THE RETURNING OFFICER FOR THE
PRATHAMIKA KRISHI PATTINA
SAHAKARI SANGHA NIYAMITA,
KENGALAGUTTI, TQ BABLESHWARA,
DIST: VIJAYAPUR-586101.
5. THE PRATHAMIKA KRISHI PATTINA SAHAKARI
SANGHA NIYAMITA, KENGALAGUTTI
TQ. BABLESHWARA, DIST. VIJAYAPUR-586101
R/BY ITS CHIEF EXECUTIVE OFFICDER.

...RESPONDENTS

(BY DR.SMT. ARCHANA P. TIWARI, AAG, A/W
SRI VIRANAGOUDA M. BIRADAR, AGA FOR R1 TO R3;
SMT.RATNA N. SHIVAYOGIMATH, ADV. FOR R5;
R4 SERVED)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA, PRAYING TO A) DECLARE THAT SEC.20(2) (A-IV) OF THE KARNATAKA CO-OPERATIVE SOCIETIES ACT 1959, AS INSERTED BY SECTION 12 OF KARNATAKA ACT NO.03/2013 PUBLISHED IN THE GAZETTE ON 11.02.2013 IS ULTRA VIRUS AND LACKS LEGISLATIVE COMPETENCY IN VIEW OF ARTICLE 243 AND 243 ZO OF THE CONSTITUTION OF INDIA, VIDE ANNEXURE-F. B) ISSUE A WRIT, ORDER OR DIRECTION IN NATURE OF CERTIORARI QUASHING ANNEXURE-D AND E VIZ. THE INELIGIBLE VOTERS LISTS MEMBERS DATED NIL PUBLISHED BY THE RESPONDENT NO.5 INsofar AS THE PETITIONERS HEREIN ARE



CONCERNED. C) ISSUE A WRIT IN THE NATURE OF MANDAMUS OR ANY OTHER APPROPRIATE WRIT OR ORDER OR DIRECTION, DIRECTING THE RESPONDENTS TO CONDUCT THE ELECTIONS TO THE RESPONDENT NO.5 SOCIETY FOR THE TERM 2024-2029 IN ACCORDANCE WITH THE LIST OF MEMBER SOCIETIES WITHOUT INSISTING FOR COMPLIANCE OF SECTION 20(2)(A-IV) THE KARNATAKA CO-OPERATIVE SOCIETIES ACT. D) ISSUE A WRIT IN THE NATURE OF MANDAMUS DIRECTING THE RESPONDENT NOS.4 AND 5 TO INCLUDE THE NAMES OF THE PETITIONERS IN THE ELIGIBLE VOTERS LIST OF RESPONDENT NO.5 SOCIETY AND ETC.,

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

CORAM: HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

ORAL ORDER

Heard learned counsel for the petitioners, learned Additional Advocate General along with learned Additional Government Advocate for respondent-State and learned counsel for private respondents.

2. This petition is filed seeking the following reliefs:

"A) Declare that Sec. 20(2) (a-iv) of the Karnataka Co-Operative Societies Act 1959, as inserted by Section 12 of Karnataka Act No.03/2013 published in the Gazette on 11.02.2013 is ultra virus and lacks legislative competency in view of Article 243 and 243 ZO of the Constitution of India, vide Annexure-F.



- b) Issue a writ, order or direction in nature of certiorari quashing Annexure-D and E viz., the ineligible voters lists members dated nil published by the respondent No.5 insofar as the petitioners herein are concerned.*
- c) Issue a writ in the nature of mandamus or any other appropriate writ, order or direction, directing the respondents to conduct the elections to the respondent No.5 society for the term 2024-2029 in accordance with the list of member societies without insisting for compliance of section 20(2)(a-iv) the Karnataka Co-Operative Societies Act.*
- d) Issue a writ in the nature of mandamus directing the respondent Nos.4 and 5 to include the names of the petitioners in the eligible voters list of respondent No.5 Society.*
- e) Pass such other orders as may be appropriate in the facts and circumstances of the case, in the ends of justice and equity."*

3. Petitioners claim to be the members of respondent No.5 – Society, namely, Prathamika Krishi Pattina Sahakari Sangha Niyamita at Kengalagutti, Taluk Babaleshwar, district Vijayapur, registered under the provisions of Karnataka Co-operative Societies Act, 1959 (for short, 'the Act'). Respondent No.2 passed an order to conduct election for 12 posts of directors of the said



Society. It is contended that the Co-operative Society totally consists of 2055 members. Respondent No.5 prepared eligible and ineligible voters' list. Thereafter, respondent-Society published the eligible and ineligible voters list wherein, 1734 members were eligible voters and 321 were ineligible voters out of 2055 members. Thereafter, the returning officer issued calendar of events to hold elections to the Co-operative Society. As per the calendar of events dated 30.12.2024, the last date for filing of nomination was on 11.01.2025; last date for withdrawal of nomination was on 13.01.2025 and elections were scheduled to be conducted on 19.01.2025.

4. The petitioners being aggrieved by the ineligible voters list published and in view of violation of Rule 13D of the Karnataka Co-operative Societies Rules, 1960, approached this Court. This Court vide interim order dated 16.01.2025, permitted the petitioners to cast their votes in the ensuing elections which was scheduled on 19.01.2025. However, it was ordered that the votes cast by the



petitioners be kept in a separate ballot box and shall not be counted. The Returning Officer was permitted to proceed with the declaration of the results. However, the same was subject to outcome of this petition. In view of said interim order, the votes cast by the petitioners are yet to be counted as the same are kept in a separate ballot box.

5. In view of the fact that the elections are over and the results are announced the votes of the petitioners, which at the instance of an interim order are kept in a separate ballot box, are not taken into consideration for counting. Learned counsel for the petitioners contends that the ineligible voters who have approached this Court and whose votes have been kept in a separate ballot boxes are to be taken into account and the results be declared accordingly.

6. Learned Additional Government Advocate representing the state contends that the present petition



itself is not maintainable as there is an alternative and efficacious remedy available under Section 70 of the Act for the petitioners in case of any dispute arises with regard to the election process. This Court in several judgments have pronounced that any challenge made to the election process or management of the co-operative society, the petitioners would be entitled to raise a dispute under section 70 of the Act. Having not done so, it may not be appropriate for this court to intervene in the election process once it has already begun. It is open to the petitioners to approach the registrar under Section 70 of the act. the registrar shall decide the validity of the votes cast by the petitioners, which have been kept in separate ballot boxes, in accordance with law, within six months from the date of receipt of a copy of this order.

7. It is made clear that the Registrar, while dealing with such petitions if any filed, shall pass orders expeditiously, after affording an opportunity of hearing to



NC: 2026:KHC-K:908
WP No. 200132 of 2025

the parties concerned. Accordingly, writ petition stands
disposed of.

Ordered accordingly.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

VNR
LIST NO.: 4 SL NO.: 9
MH