



**IN THE HIGH COURT OF KARNATAKA**

**KALABURAGI BENCH**

**DATED THIS THE 24<sup>TH</sup> DAY OF MARCH, 2026**

**BEFORE**

**THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY**

**WRIT PETITION NO. 200986 OF 2026 (GM-KSR)**

**BETWEEN:**

THE PROPOSED SHRI SHARAN RECREATION CLUB,  
NIMBAL  
R/BY. ITS PRESIDENT,  
SHRI. VEERABHADRAYYA S/O. SHARANAYYA  
HIEMATH, AGE: 30, OCC: SOCIAL WORKER,  
R/O. NIMBAL,  
TQ: ALAND, DIST: KALABURAGI

...PETITIONER

(BY SRI. SHUBHENDU A AKALWADI.,ADVOCATE)

**AND:**

1. STATE OF KARNATAKA  
R/BY ITS SECRETARY, DEPARTMENT OF HOME,  
VIDHANA SOUDHA, BANGALORE -560 001.
2. DEPUTY REGISTRAR OF CO-OPERATIVE SOCIETIES  
AND OFFICER OF SOCIETIES REGISTRATION,  
KUVEMPU NAGAR, KALABURAGI-585102
3. THE COMMISSIONER OF POLICE  
KUVEMPU NAGAR, KALABURAGI- 585102
4. THE SUPERINTENDENT OF POLICE

Digitally signed by  
NIJAMUDDIN  
JAMKHANDI  
Location: HIGH  
COURT OF  
KARNATAKA



KUVEMPU NAGAR, KALABURAGI- 585102

5. THE CIRCLE POLICE INSPECTOR  
ALAND POLICE STATION,  
TQ: ALAND, DIST: KALABURAGI

...RESPONDENTS

(BY SRI MALHARA RAO AAG A/W  
SRI SESHADRI JAISHANKAR M, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO, A) ISSUE THE WRIT IN THE NATURE OF CERTIORARI BY QUASHING THE ENDORSEMENT ISSUED BY RESPONDENT NO.2 BEARING NO.UNIKA/V-9/CLUB.NO./2025-26/2211 DATED 02.02.2026 VIDE ANNEXURE-C, B) ISSUE THE WRIT IN THE NATURE OF MANDAMUS DIRECTING THE RESPONDENT NO.2 AUTHORITY TO NOT TO INSIST UPON THE PETITIONER TO OBTAIN NO OBJECTION CERTIFICATE FROM POLICE AUTHORITIES I.E., RESPONDENT NO.3 TO 5 FOR THE REASON OF REGISTRATION OF PETITIONER CLUB AS MENTIONED IN THE BYLAWS, C) ANY OTHER RELIEF AS DEEMS FIT TO THIS HONOURABLE COURT.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:  
CORAM: HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

**ORAL ORDER**

Petitioner is before this Court in this writ petition is filed under Articles 226 and 227 of the Constitution of India seeking the following reliefs:

*"A) Issue the writ in the nature of certiorari by quashing the endorsement issued by respondent*



*No.2 bearing No.UNIKA/V-9/Club.NO/2025-26/2211  
dated 02.02.2026 vide Annexure-C,*

*B) Issue the writ in the nature of mandamus  
directing the respondent no.2 authority to not to  
insist upon the petitioner to obtain No Objection  
Certificate from police authorities i.e., respondent  
No.3 to 5 for the reason of registration of petitioner  
club as mentioned in the Bylaws,*

*C) Any other relief as deems fit to this Honourable  
Court"*

2. Heard learned counsel for the petitioner and  
learned Additional Advocate General on behalf of  
respondents.

3. Petitioner appears to have submitted an  
application before the District Registrar of Societies under  
the provisions of the Karnataka Societies Registration Act,  
1960 for its registration. Considering the said application,  
the impugned communication at Annexure-C dated  
02.02.2026 has been issued by the respondent No.2,  
addressed to the respondent No.3, seeking 'No Objection  
Certificate' for registering the petitioner club under the



provisions of Karnataka Societies Registration Act. Assailing the same, the petitioner is before this Court.

4. According to the petitioner, the requirement of obtaining any "No Objection Certificate" from the Department of Police is not provided under any statute and therefore, the respondent No.2 was not justified in issuing the communication at Annexure-C dated 02.02.2026.

5. *Per contra*, learned Additional Advocate General, who has argued in support of the impugned communication, has placed reliance on the circular dated 09.12.2025 issued by the Department of Co-operative Societies, Karnataka State, Bengaluru and submits that respondent No.2 has issued the impugned communication placing reliance on the aforesaid circular and therefore, has sought to justify the action.

6. The Co-ordinate Bench of this Court in **WP No.105980/2018** disposed of on 31.10.2018 in identical



circumstances has held that there is no necessity to secure a "No Objection Certificate" from the Police Department for the purpose of registration of a recreation club under the provisions of Karnataka Societies Registration Act. In paragraph Nos.4 and 5 of the said order, it is held as under:

*"4. The petitioner proposed to register itself as a club under the Karnataka Societies Registration Act. The Assistant Registrar of Co-operative Societies has issued an endorsement dated 28.07.2018 (Annexure-B), directing the petitioner to secure a 'no objection certificate' from the police department without which the application of the petitioner will not be considered.*

*5. A co-ordinate Bench, as stated above, has held that the Registrar has to be satisfied as to whether all requirements under the Act and Rules, especially Section 8(2) of the Act is complied before registering the Memorandum of Association and rules & regulations. Under the circumstances, it was held that the endorsement issued by the Assistant Registrar of Co-operative Societies cannot be sustained and is liable to be quashed. This Court thereafter directed the respondents to consider the*



*representation of the petitioner for registration of its club, if, it is in accordance with the other requirements of the Karnataka Societies and Registration Act & rules, and pass appropriate orders in accordance with law, within eight weeks from the date of receipt of the copy of the order.”*

7. The circular dated 09.12.2025, on which reliance has been placed by learned AAG, is not based on any statutory provision and it appears that the said circular has been issued by the Department of Co-operative Societies. Under the circumstances, I am of the opinion that the impugned endorsement at Annexure-C dated 02.02.2026 issued by respondent No.2 cannot be sustained.

8. Accordingly, the following:

**ORDER**

- i. Writ petition is ***allowed***.
- ii. Impugned endorsement at Annexure-C dated 02.02.2026 is hereby quashed.



- iii. The competent authorities shall take appropriate action to consider the prayer of the petitioner for registration under the provisions of the Karnataka Societies Registration Act, 1960 as expeditiously as possible.

**Sd/-**  
**(S.VISHWAJITH SHETTY)**  
**JUDGE**

NJ  
List No.: 1 Sl No.: 6