



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

WRIT PETITION NO.202541 OF 2024 (CS-RES)

BETWEEN:

SURESH S/O BICHAPPA HOKARANKAR,
AGE: 76 YEARS, OCC: RETIRED GOVT. SERVANT,
R/O PLOT NO.45, KASHI KUTIRA,
TILAK NAGAR, NEAR DHANVANTRI HOSPITAL,
KALABURAGI-585102.

...PETITIONER

(BY SRI GURURAJ GOPALRAO, ADVOCATE)

AND:

1. THE PRINCIPAL SECRETARY
FOR DEPARTMENT OF SOCIETIES,
GOVERNMENT OF KARNATAKA,
VIKAS SOUDHA, BENGALURU-560001.
2. THE DEPUTY COMMISSIONER,
MINI VIDHANA SOUDH,
KALABURAGI-585103.
3. THE STATE GOVERNMENT EMPLOYEES,
HOUSING CO-OPERATIVE SOCIETY LTD.,
THROUGH ITS SECRETARY,
N.G.O'S COLONY, NEAR VIKRAM GHATAGE'S HOUSE,
NEW JEWARGI ROAD, KALABURAGI-585102.
4. SRI REVANSIDDAPPA
S/O BANDEPPA CHANNALLI,





AGE: 61 YEARS, R/O CHITAGUPPA,
OCC: DEPUTY DIRECTOR OF ANIMAL HUSBANDRY,
BIDAR-585401.

5. SRI MALLAPPA S/O DATTAPPA,
AGE: 50 YEARS, OCC: BUSINESS,
R/O C/O PANCHAVATI NIWAS,
OPP. RAGHAVENDRA TEMPLE,
JEWARGI COLONY, KALABURAGI-585102.
6. THE COMMISSIONER,
CITY MUNICIPAL CORPORATION,
KALABURAGI-585102.
7. THE DISTRICT REGISTRAR,
CO-OPERATIVE SOCIETIES,
NEAR KBN HOSPITAL,
KALABURAGI-585102.
8. THE EXECUTIVE DIRECTOR-RETAIL,
HINDUSTAN PETROLEUM CORPORATION LIMITED,
HINDUSTAN BHAVAN, 8 SHOORJI,
VALLABHADAS MARG, MUMBAI-400001.

...RESPONDENTS

(BY SRI MALLIKARJUN SAHUKAR, AGA FOR R1, R2 & R7)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT OF MANDAMUS DIRECTING THE RESPONDENT NO.3 SOCIETY TO FILE APPLICATION FOR HOLDING ENQUIRY BY THE RESPONDENT NO.7 THE REGISTRAR OF CO-OPERATIVE SOCIETIES U/S 64(1) AND (5) OF KARNATAKA CO-OPERATIVE SOCIETIES ACT WITH REGARD TO THE CANCELLATION OF TWO SALE DEEDS DATED 02.03.1991 VIDE ANNEXURE-B AND THE SALE DEED DATED 31.05.1999 VIDE ANNEXURE-C EXECUTED IN FAVOUR OF THE RESPONDENT NO.4 AND RESPONDENT NON MEMBERS OF THE 3 RESPONDENT SOCIETY. B) THE HONOURABLE COURT KINDLY ISSUE THE WRIT OF CERTIORARI AND QUASH THE SALE DEED DATED



02.03.1991 BEARING VIDE ANNEXURE-B AND THE SALE DEED
DATED 31-05-1999 VIDE ANNEXURE-C.

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 petitioner and learned
Additional Government Advocate, who is directed to take
notice for respondent Nos.1, 2 and 7. Notice to other
respondents is not ordered, as this Court does not find the
need or necessity for such notice to be issued for the
reason that this Court is not inclined to accept this writ
petition at the preliminary stage itself, as this petition
cannot be entertained for issuance of a writ of mandamus.

2. This petition is filed by the petitioner seeking a
writ of mandamus directing respondent No.3/Society to
file an application for holding an enquiry by respondent
No.7/the District Registrar of Co-operative Societies under
Section 64(1) and (5) of the Karnataka Co-operative
Societies Act with regard to cancellation of two sale deeds



dated 02.03.1991 at Annexure-B and 31.05.1999 at Annexure-C executed in favour of respondent No.4 and non-members of Respondent No.3/Society.

3. It is the case of the petitioner that he is a retired government servant and member of respondent No.3, which is the Housing Co-operative Societies Limited and he claims that the society is registered under the Co-operative Societies Act. Without going into the merits of the matter, the short point for consideration is whether the present petition is entertainable, as the relief sought is to direct respondent No.3/Housing Society to file an application for holding an enquiry by respondent No.7 i.e., the District Registrar of Co-operative Societies with regard to cancellation of two sale deeds. I am afraid that such a relief cannot be granted by this Court by issuing a writ of mandamus. If at all, the petitioner, who is a member and non-allottee of the site of a housing co-operative society is aggrieved, he would have to approach the appropriate forum for seeking redressal of his grievance and cannot



come before this Court seeking a writ of mandamus. Therefore, on this sole ground, this petition would not survive for consideration.

4. Accordingly, I pass the following:

ORDER

- (a) The Writ Petition is dismissed.
- (b) Liberty is reserved to the petitioner to approach the appropriate forum for seeking appropriate relief.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

RSP
LIST NO.: 1 SL NO.: 1
CT:SI