

FORM III - A
IN THE HIGH COURT OF KARNATAKA AT BENGALURU

WRIT PETITION NO 32213-32230 / 2017 (CS-EL/M)

[Notice under Rule 13(a) proviso]

Petitioners

- 1 V V S SOUHARDA CREDIT CO-OPERATIVE LTD.,
BEHIND OLD NCC OFFICE, GOURIPETE, KOLAR - 563101,
BY ITS CHIEF EXECUTIVE OFFICER.
- 2 SRI GAYATHRI DEVI SOUHARDA CREDIT CO-OPERATIVE LIMITED,
NO 3, 8TH C CROSS, 2ND MAIN, MER NAGAR,
ADJACENT TO MSR NAGAR PLAYGROUND, BENGALURU-560054,
BY ITS CHIEF EXECUTIVE OFFICER.
- 3 C NANDIHALLI CREDIT SOUHARDA CREDIT CO-OPERATIVE LIMITED
C NANDIHALLI, CHELUR HOBLI, GUBBI TALUK - 572117,
TUMKUR DISTRICT
BY ITS CHIEF EXECUTIVE OFFICER
- 4 PRERENA CREDIT SOUHARDHA CO-OPERATIVE LIMITED
9TH CROSS, SIT LAYOUT, TUMKUR-572102
BY ITS CHIEF EXECUTIVE OFFICER.
- 5 SRI UDHAVAGANAPPA SOUHARDA CREDIT CO-OPERATIVE LIMITED
HASSAN CIRCLE, TIPTUR - 572201; TUMKUR DISTRICT
BY ITS CHIEF EXECUTIVE OFFICER.
- 6 THE VIJAYANAGAR SOUHARDHA CREDIT CO-OPERATIVE LIMITED
NO 5, VIJAYANAGAR PIPE LINE, PADARAYANAPURA LINK ROAD,
KUVEMPU ROAD, BENGALURU - 560023.
- 7 SPANDANA CREDIT SOUHARDHA SAHAKARI NIYAMITHA
PUNYAKOTI, NO 1587, 3RD MAIN, CHANDRA LAYOUT,
BENGALURU - 560040
BY ITS CHIEF EXECUTIVE OFFICER
- 8 D DEVARAJUSU SOUHARDHA CREDIT CO-OPERATIVE LIMITED
NO 7, SPURTHI BHAVAN GOVT EMPLOYEES BUILDING
BEHIND MINI VIDHANA SOUDHA, RAMANAGARA - 562159
BY ITS CHIEF EXECUTIVE OFFICER.
- 9 SRI GURU SARVABHAVAUMA SOUHARDA CREDIT CO-OPERATIVE LIMITED
NO 28, SHANKARA MUTT ROAD, SHANKARPURAM,
BENGALURU - 560004, BY ITS CEO.
- 10 KUVEMPU SOUHARDA CREDIT CO-OPERATIVE LIMITED
SRI NANUNDESHWARA COMPLEX, KUVEMPUNAGARA B M ROAD,
KUNIGAL - 572130
BY ITS CHIEF EXECUTIVE OFFICER
- 11 LINGADAHALLI VYSYA CREDIT SOUHARDHA
CO-OPERATIVE LIMITED, LINGADAHALLI,
PAVAGADA TALUK TUMKUR - 561202
BY ITS CHIEF EXECUTIVE OFFICER
- 12 PARIVARTHAN SOUHARDHA CREDIT CO-OPERATIVE LIMITED
5TH CROSS, ADARSHANAGAR, ARALERI MAIN ROAD,
MALURU KOLAR DISTRICT - 563130
BY ITS CHIEF EXECUTIVE OFFICER.



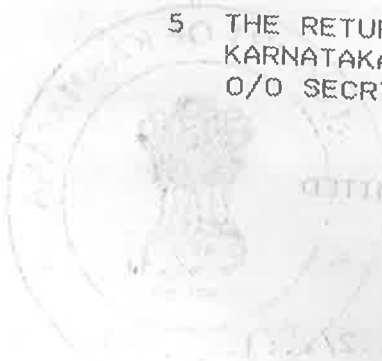
- 13 CHANDRAGUPTA MOURYA SOUHARDA CREDIT CO-OPERATIVE LIMITED
NO 558, 7TH MAIN ROAD, HAMPINAGARA,
RPC LAYOUT VIJAYANAGAR, BENGALURU - 560104
BY ITS CHIEF EXECUTIVE OFFICER.
- 14 KRISHIK SOUHARDHA CREDIT CO-OPERATIVE LIMITED
MARKET ROAD, SAGAR TALUK SHIMOGA DISTRICT - 577401
BY ITS CHIEF EXECUTIVE OFFICER
- 15 THE BHARATH SOUHARDHA CREDIT CO-OPERATIVE LIMITED
KARANGIKATE NO 341/3045 1ST CROSS,
BRAHAMANARA BEEDI, OPP TO BANK OF BARODA
KOLAR TQ & DIST - 563101
BY ITS CHIEF EXECUTIVE OFFICER
- 16 VINAYAKA SOUHARDHA CREDIT CO-OPERATIVE LIMITED
LAKSHMIRAM BUILDING, BEHIND DEARKA HOTEL,
M G ROAD, TUMKUR TQ & DIST -572101
BY ITS CHIEF EXECUTIVE OFFICER
- 17 ANJANEYA SOUHARDA CREDIT CO-OPERATIVE LIMITED.
RAMPURE COLONY, BIDAR TALUK, BIDAR DISTRICT-585403
BY ITS CHIEF EXECUTIVE OFFICER
- 18 SRI RAJALAKSHMI VIVIDODESHA
SOUHARDHA CREDIT CO-OPERATIVE LIMITED
18TH CROSS, KTJ NAGARA DAVANAGERE TALUK,
DAVANAGERE DISTRICT - 577002
BY ITS CHIEF EXECUTIVE OFFICER

(By Sri M.JAI PRAKASH REDDY, Adv.)
Vs

Respondents

- 1 THE STATE OF KARNATAKA
DEPARTMENT OF CO-OPERATIVE SOCIETIES
REPRESENTED BY ITS SECRETARY M S BUILDING
BANGALORE - 560001
- 2 THE STATE CO-OPERATIVE SOCIETIES
ELECTION COMMISSION, BY ITS COMMISSIONER
3RD FLOOR, SHANTHINAGARA, T T M C A BLOCK,
SHANTHINAGAR, BANGALORE - 560027
- 3 THE REGISTRAR OF CO-OPERATIVE SOCIETIES
ALI ASKER ROAD, BANGALORE - 560001
- 4 THE ELECTION OFFICER AND REGIONAL
COMMISSIONER BANGALORE DIVISION
2ND FLOOR B M T C BUILDING
K H ROAD, SHANTHINAGAR, BANGALORE - 560027
- 5 THE RETURNING OFFICER
KARNATAKA STATE FEDERAL CO-OPERATIVE LIMITED BANGALURU
O/O SECRETARY BWS & SB, BENGALURU - 560010

[CONTD...3/...]



6 THE KARNATAKA STATE FEDERAL CO-OPERATIVE LIMITED
NIRMANABHAVAN, DR RAJKUMAR ROAD,
1ST BLOCK, RAJAJINAGAR, BENGALURU - 560010,
BY ITS MANAGING DIRECTOR

Whereas, a Writ Petition filed by the above named petitioner under Article 226 & 227 of the Constitution of India, as in the copy annexed hereunto, has been registered by this court.

Emergent Notice is hereby given to you to appear in this court in person or through an Advocate duly instructed or through some one authorised by law to act for you in this case, returnable by 02.08.2017 to show cause why rule nisi should not be issued.

If you fail so to appear on the said date or any subsequent date to which the matter may be posted as directed by the court, without any further notice, the petition will be dealt with, heard and decided on merits in your absence.

INTERIM ORDER

Pending issue of Rule nisi in the aforesaid Writ Petition it is hereby ordered by this Court on

Wednesday THE 19TH DAY OF July 2017

By Hon'ble Mr. Justice B.S PATIL
as follows:-

(XEROX COPY OF THE ORDER DATED: 19.07.2017 ENCLOSED SEPERATELY)

COPY

M.V. Susheela 19/7/17
[M.V.SUSHEELA]
Assistant Registrar

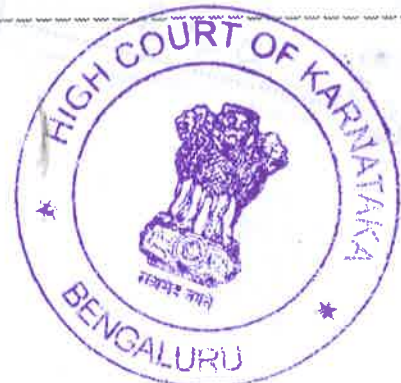
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FREE LEGAL AID WILL BE PROVIDED TO:-

- 1) Free legal aid will be provided to SC/ST, Women, Child, Convicted/Prisoners, Industrial workmen, Mentally ill, Disabled etc., and also whose annual income is less than Rs.1,00,000/-.
- 2) The eligible persons may contact the Member Secretary, High Court Legal Services Committee or District Legal Services Authority or Taluka Legal Services Committee.

hr/19072017.10



BSPJ:
19.07.2017

W.P.Nos.32213-230/2017 (CS-EL/m)

ORDER

Heard the learned counsel for petitioners.

Learned Additional Government Advocate takes notice for respondents 1, 3, 4 and 5.

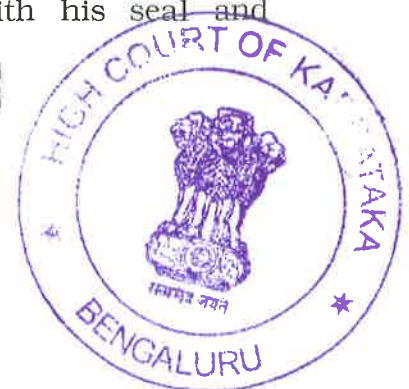
Petitioner is permitted to serve Sri Keshava Reddy, learned Standing counsel for 2nd respondent.

Issue emergent notice to respondent No.6 and also hand summons returnable by 02.08.2017.

In the list of eligible voters, petitioners are shown as not eligible on the ground that they have not submitted the delegation forms with the attestation and counter signature of the jurisdictional Deputy Registrar of Co-operative Societies.

Sri Jayakumar S. Patil, learned Senior counsel appearing for petitioners invites the attention of the Court to Rule 5(b) of the Karnataka Soudhardha Sahakari Rules, 2004. On perusal of the said rule, it is clear that there is no such requirement in the said rules. The requirement spelt out is attestation by the Chief Executive of the Co-operative Societies with his seal and





signature. As long as the said condition is complied with, petitioners cannot be termed as ineligible to participate in the election process.

As the last date for filing nomination is scheduled tomorrow (20.07.2017), there shall be an interim direction to respondents 4 and 5 to permit the petitioners to participate, contest and vote in the election scheduled to be held on 28.07.2017 as per the calendar of events published on 11.07.2017 provided the petitioners are otherwise eligible.

sd/-
JUDGE

COPY

sd/- 19/7/17

Assistant Registrar
High Court of Karnataka
Bangalore - 560 001

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