

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 31ST DAY OF MARCH, 2021

BEFORE

THE HON'BLE MR.JUSTICE P.S. DINESH KUMAR

WRIT PETITION No.4008 OF 2020 (CS-EL/M)

BETWEEN :

- 1 . SRIKANTARAJ URS M K
S/O. LATE RAM RAJE URS,
R/AT NO.627, 3RD CROSS ROAD,
MAHALAKSHMIPURAM,
BENGALURU - 560086.
- 2 . C PANDIAN
S/O. KODANDAN,
R/AT NO.371, A NARAYANAPURA,
BEHIND FM STORES,
JUDO CHURCH, DOORAVANINAGAR POST,
BENGALURU - 560016.
M.NO. 896.
- 3 . GILBER LUIS
S/O. ALBERT LUIS,
R/AT NO.11/64, GANGAPPA LAYOUT,
BEHIND TTK , DOORAVANINAGAR,
BENGALURU - 560016.
M.NO.2101.
- 4 . MOHAN RAJ E
S/O. KANAKARAJ,
R/AT NO.6, UDAY NAGAR,
2ND MAIN, 9TH CROSS,
NARASIMHAIAH STREET,
DOORAVANI NAGAR,
BENGALURU - 560016.
M.NO.1873.
- 5 . CHANDRAKUMAR S
S/O. SIDDAPPA,
R/AT NO.55, 9TH B CROSS,

A D HALLI, BENGALURU - 560079.
M NO. 692.

- 6 . SURESH CHANDRA T K
S/O. NEELAKANTAIAH,
R/AT NO.1666/G2,
SWAGATH SPRINGS, 18TH CROSS,
M. C. LAYOUT, VIJAYANAGAR,
OPP. TO UDAYA SCHOOL,
BENGALURU - 560040.
M NO. 91
- 7 . SIDDALINGAPPA
S/O. SIDDAVEERAPPA,
R/AT NO.45, SHREE GOWRI NILAYA,
2ND CROSS, NGEF LAYOUT,
VRISHABHAVATHI,
OPP FORTIS HOSPITAL NAGARABHAVI,
BENGALURU - 560072.
M NO. 918.
- 8 . GANESH
S/O. SIDDAPPA,
R/AT NO.867, 1ST CROSS,
NAGARABHAVI MAIN ROAD,
SVG NAGAR, BENGALURU - 560042.
M.NO. 41.
- 9 . MARANNA B D
S/O. DODDA SIDDAPPA,
NO.275/20, 20TH CROSS,
21ST MAIN, M C LAYOUT,
VIJAYANAGAR, BANGALORE - 560040.
M NO.1771.
- 10 . VIRUPAKSHA K S
S/O. SHANKARACHAR,
NO.282, NGEF LAYOUT,
NRUPATHUNGA NAGAR, NAGARABHAVI,
BANGALORE - 560072.
M NO.327.
- 11 . BASAVARAJU
S/O. VEERANNA,
NO.60/1, 1ST A CROSS,
MARENAHALLI MAIN ROAD,
VIJAYANAGARA,

BANGALORE-560040.
M NO.50.

- 12 . MANJUNATHA M R
S/O. RAJASHEKARAIH,
NO.46/AB, 9TH MAIN,
M C LAYOUT, VIJAYANAGARA,
BANGALORE - 560040.
M NO. 579.
- 13 . VENUGOPAL L
S/O. LATE LINGAPPA, NO.19,
20TH CROSS, MAGADI ROAD,
K P AGRAHARA,
BANGALORE - 560023.
M NO. 243.
- 14 . KENCHAIH P
S/O. PARASAIH,
NO.9/1, 20TH CROSS,
K. P AGRAHARA,
BHUVANESHWARI NAGAR,
BANGALORE - 560023.
M NO.25.
- 15 . B Y GANGADHARAIH
S/O. YALLAPPA,
NO.8, 2ND CROSS, 2ND BEL,
BHARATH NAGAR, MAGADI ROAD,
BANGALORE - 560091.
M NO.555.
- 16 . V P MUNISWAMAIH
S/O. LATE PILLAPPA,
NO.41, 4TH MAIN, 3RD CROSS,
SHAMANNA GOWDA LAYOUT,
ULSOOR, BENGALURU - 560008.
M NO.329.
- 17 . B K GANGADHARA SWAMY
S/O. LATE P KUMARASWAMY,
NO.17, MATHRUSHREE,
9TH MAIN R.K. LAYOUT,
2ND STAGE, PADMANABHANAGAR,
BANGALORE - 560070.
M NO. 68.

- 18 . G CHANDRASHEKAR
S/O. LATE GOPAL RAJU,
NO.18, M R GARDEN, 5TH MAIN,
1ST CROSS, SANJAYNAGAR,
BANGALORE - 560094.
M NO.2418.
- 19 . J RAJASHEKAR
S/O. V JANAKIRAM,
NO.9/2, 2ND CROSS,
RAMAKRISHNA MUTT ROAD,
SATYANARAYANA TEMPLE ROAD,
ULSOOR, BANGALORE-560008.
M.NO.1073.
- 20 . V P BRAHMANNA
S/O. LATE PUTTANNAIAH,
NO.99, 42ND CROSS, 8TH BLOCK,
JAYANAGAR, BANGALORE - 560082.
M NO.121.
- 21 . RADHAKRISHNA
S/O. V R RAGHAVENDRA,
NO.3, 6TH CROSS, MALLESHWARAM,
BANGALORE - 560003.
M NO. 934.
- 22 . T B RAJANNA
S/O. BARI NARASAPPA,
NO.24, PAPAYYA GARDEN,
KHB COLONY,
BASAVESHWARANAGARA 2ND STAGE,
BANGALORE - 560079.
M NO.1421.
- 23 . BASAVARAJ
S/O. LATE DEVIRAPPA,
NO.99, SAMETHANAHALLI,
VIA KADAGUDI,
BANGALORE -560067.
M NO. 384.
- 24 . K NARAYANAPPA
S/O. LATE KARIYAPPA,
NO.161/161, 1ST MAIN ROAD,
ST. LAWRENCE ENGLISH SCHOOL (BELOW)
MAGADI MAIN ROAD,

KAMAKSHIPALYA,
BANGALORE - 560079.
M NO.1065.

- 25 . SHIVAPRABHU
S/O. LATE SIDDHANANJAPPA,
NO.4 5, 5TH CROSS, A SECTOR,
SHANKRANAGARA POST,
AMRUTHANAGARA,
BANGALORE -92.
M NO. 977.
- 26 . RAMAIAH
S/O. LATE VENKATAPPA,
NO.108, MARUTHI NILAYA,
BAPUJI LAYOUT, MYSORE ROAD,
BANGALORE - 560026.
M NO. 1204.
- 27 . BORE GOWDA
S/O LATE THIMMAGOWDA
AGED ABOUT 76 YEARS
O.20/3, 5TH MAIN
CHOWDAPPA LAYOUT
MYSORE ROAD
BAPUJINAGAR
BANGALORE-560 026
28. S BHUJANGESH
S/O. LATE SHIVANNA,
NO.1108/E, 10TH MAIN,
RPC LAYOUT, 2ND STAGE, VIJAYANAGARA,
BANGALORE - 560040.
M NO.1881.
- 29 . BORE GOWDA
S/O. LATE THIMMAGOWDA,
NO.20/3, 5TH MAIN,
CHOWDAPPA LAYOUT,
MYSORE ROAD, BAPUJINAGAR,
BANGALORE - 560026.
M NO. 463.
- 30 . N SHIVASHANKARA
S/O. M NARAYANA SWAMAPPA,,
NO.8/1, LAKSHMINARAYANA KRUPA, 1ST CROSS,
RAJA RAM MOHAN RAI EXTN.

K. H. ROAD, BANGALORE - 560027.
M NO.1424.

- 31 . G K RAMACHANDRAPPA
S/O. RAMAKRISHNAPPA,
NO.163, SAPTHAGIRI NIVASA,
RMS COLONY, BHATTARAHALLI,
VIROGONAGARA POST,
BANGALORE - 560049.
M NO.1153.
- 32 . B V RAGHAVAN
S/O. VENKATAPATHI,
NO.205, BRIGADE RATHNA APARTMENT, NO.42,
RANGA RAO ROAD, SHANKARAPURAM,
BANGALORE - 560004.
M NO. 1840.
- 33 . MUNIBASAVIAIAH
S/O. LATE BEERA BASAPPA,
NO.311/5, 2ND MAIN,
BAHUBALINAGAR, JALAHALLI,
BANGALORE - 560013.
M NO. 1890.
- 34 . R NARAYANA
S/O. LATE RAMAKRISHNAIAH,
NO.39, 1ST MAIN B CROSS,
SRISAILANAGARA, PATTEGARPALYA,
BANGALORE - 560079.
M NO.2379.
- 35 . SHIVANNA
S/O. LATE GENDAGIAIAH,
144, 5TH CROSS, 3RD BLOCK,
NANDINI LAYOUT,
BANGALORE - 560096.
M NO. 2451.
- 36 . SHIVAIAH C S
S/O. SHANKARAIHAH,
NO.503, 10TH CROSS,
5TH MAIN ROAD, NGEF LAYOUT,
MALLATHAHALLI,
BANGALORE - 560056.
M NO. 462.

- 37 . JAYARAJAN SHETTY
S/O. N S SHETTY,
NO.158, SINDHURA,
NEAR MAHA GANAPATHI TEMPLE,
2ND CROSS, VINAYAKANAGARA,
DEVASANDRA EXTN.,
K R PURAM, BANGALORE - 560036.
M NO.1103.
- 38 . DINA KAR B R
S/O. LATE B RAMAKRISHNAN,
NO.310, 5TH CROSS, 2ND MAIN,
NGEF LAYOUT, MALATHA HALLI,
BANGALORE - 560056,
M NO. 719.
- 39 . HANUMANTHA RAJU T S
S/O. LATE THIMMAIAH,
NO.5, 6 TH CROSS,
DAYANANDANAGARA, SRIRAMPUR,
BANGALORE - 560021.
M NO.2207.
40. S R DEVEGOWDA
S/O. LATE RANGEGOWDA,
NO.6/25, NATARAJA BUILDING,
1ST CROSS, 3RD MAIN,
HANUMANTHANAGARA, BANGALORE - 560019.
M NO. 63.
- 41 . M P MUNIRAJ
S/O. LATE M PUTTAPPA,
NO.8, 4TH MAIN, SARASWATHIPURA,
JOGPALYA, ULSOOR,
BANGALORE - 8.
M NO. 1267.
- 42 . PAPANNA
S/O. LATE EEREGOWDA,
NO.114/5, 18TH MAIN,
18TH CROSS, MUNESHWARA BLOCK,
BANGALORE - 560026.
M.NO. 2474.
- 43 . H PRAKASH
S/O. LATE HANUMANTHAPPA,
NO.4243, 19TH MAIN,

SUBRAMANYA NAGAR,
BANGALORE - 560021.
M NO.2509.

- 44 . VEDAMURTHY
S/O. CHANDRASHEKARAIH,
NO.25, 3RD MAIN, NGEF LAYOUT,
SADANANDANAGARA, INDIRANAGARA,
BANGALORE - 560038.
M NO. 559.
45. RAMAKRISHNA B
S/O. LATE LINGAIAH,
NO.117, 2ND MAIN,
3RD CROSS, BAPUJI NAGAR,
MARUTHI NAGAR, MYSORE ROAD,
BANGALORE - 560026.
M NO. 1233.
- 46 . ALEXANDER A
S/O. ARULNATH,
NO.15, 5TH CROSS,
VICTORIA LAYOUT,
AUSTIN TOWN,
BANGALORE - 560047.
M NO. 88
- 47 . VIJAYKUMAR ACHARYA
S/O. LATE SUBBAIAH ACHAR,
NO.351, 2ND CROSS, 12TH MAIN,
KALAPPA BLOCK, SRINAGAR,
BANGALORE - 560050.
M NO. 153.
- 48 . DASHARATH RAO
S/O. NARASIMHA RAO,
NO.12/140, DARJIETE, J M ROAD,
HOSKOTE - 562114.
M NO.514.
- 49 . HARIDAS
S/O. CHIKKATIPPAIAH,
NO.2675, 1ST DIAGONAL ROAD,
7TH MAIN, HAL 3RD STAGE,
NE THIPPASANDRA,
BANGALORE - 560075.
M NO.1961.

- 50 . SHANKAR
S/O. C M MUTHU,
NO.1252/6, 1ST A MAIN,
M C LAYOUT, VIJAYANAGARA,
BANGALORE - 560040.
M NO. 824.
- 51 . D R SHANTHARAJ
S/O. RAMANNA,
141, 1ST STAGE, 6TH PHASE,
8TH MAIN, W.O.C.M,
BANGALORE - 560044.
M NO. 61.
- 52 . T K SRINIVASADEVARU
S/O. T K VENKATACHALAI AH,
23, 1ST MAIN, 2ND CROSS,
SOWDHAMI LAYOUT,
KONANAKUNTE,
BANGALORE - 560062.
M NO.1214.
- 53 . PRANESH
S/O. SANJEEV RAO,
NO.1166, 11TH MAIN,
RPC LAYOUT, BANGALORE - 560040.
M NO. 536.
- 54 . BASAPPA B
S/O. CHANNABASAPPA,
NO.36/1, 7TH CROSS,
PIPELINE ROAD,
CHOLURUPALYA,
BANGALORE - 560063.
M NO. 18.
- 55 . M C POORNENDRU
S/O. LATE M C CHANDRASHEKARAI AH,
NO.8/1, BENNIGANAHALLI,
DOORAVANINAGARA POST,
BANGALORE - 560016.
M NO.850.
- 56 . PANDURANGA RAO J S
S/O. SHAMA RAO,
NO.36, 2ND CROSS,
ANUBHAVA NAGAR,

NAGARABHAVI ROAD,
MUDALAPALYA,
BANGALORE - 560072.
M NO. 1210.

- 57 . ESHWARACHARI K S
S/O. SHIVASHANKARACHAR,
NO.481, EASHWARI NILAYA,
BEHIND PATEL SAW MILL,
BHUVANESHWARI NAGARA,
MALLASANDRA, DASARAHALLI,
BANGALORE - 560057.
M NO. 1029.
- 58 . BASAVARAJU
S/O. CHANNABASAPPA,
NO.3, BHUNVANESHWARI NAGAR,
C.V. RAMAN NAGARA POST,
BANGALORE. M NO. 531.
- 59 . N R SHIVAKUMARA SWAMY
S/O. C N REVANNARADHYA,
NO.2081, SHIVAMANGALA,
EAST END B MAIN, 9TH BLOCK,
JAYANAGARA,
BANGALORE - 560069.
M NO. 1342.
- 60 . KAMALAKSHA
S/O. LATE KORAGAPPA,
NO.587, DEEVIGE, 7TH MAIN,
NGEF LAYOUT, MALLATHAHALLI,
BANGALORE - 560056.
M NO. 354.
- 61 . NANJEGOWDA
S/O. LATE KEMPAIAH,
NO.6, 7TH CROSS,
VENKATARANGAPURA,
PALACE GUTTAHALLI,
BANGALORE - 560003.
M NO. 836.
- 62 . PRAKASH RAJ
S/O. MUNISWAMY RAJU,
NO.9, 3RD CROSS,
DEVASANDRA MAIN ROAD,

K R PURAM,
BANGALORE - 560036.
M NO. 1654.

- 63 . V RAJAGOPAL
S/O. VEERABHADRACHAR,
NO.148, 1ST MAIN,
CHANDAVANA LAYOUT,
RAMAMURTHY NAGAR,
BANGALORE - 560016.
- 64 . NANJUNDAIAH
S/O. GANGADHARAIH,
NO.42, 1ST MAIN,
P. F. LAYOUT, MARENAHALLI,
VIJAYANAGARA,
BANGALORE - 560040.
M NO. 109.
- 65 . ANANDA G S
S/O. GAVISIDDHAPPA,
NO.495, 5TH MAIN,
10TH CROSS, NGEF LAYOUT,
MALLATHAHALLI,
BANGALORE - 560056.
M NO. 411.
- 66 . SATHYANARAYANA
S/O. N BYATAPPA,
NO.408, 14TH MAIN, M C LAYOUT,
VIJAYANAGARA,
BANGALORE - 560040.
M NO. 410.
- 67 . K C CHANNABASAPPA
S/O. LATE CHANDRAPPA,
DEVARAYANA NILAYA,
9TH CROSS, MAHALAKSHMINAGAR,
BATAVADI, TUMKUR.
M NO.1283.
- 68 . K SREENIVASAPPA
S/O. LATE KRISHNA REDDY,
NO.192/94, PUSHKAGIRI NILAYA,
1ST MAIN, OLD THIPPASANDRA,
BANGALORE - 560008.
M NO. 1117.

- 69 . RAMAKRISHNAIAH
S/O. LATE HANUMAIAH,
NO.1535, SAVITHA NILAYA,
PRASHANTHA NAGARA,
T. DASARAHALLI,
BANGALORE - 560057.
M NO. 497.
- 70 . KANAKARAJ
S/O. MUNISWAMAPPA,
NO.20(14/1), SERPENTINE STREET,
RICHMOND TOWN,
BANGALORE - 560025.
M NO.442.
- 71 . CHANDRASHEKAR Y R
S/O. RAJASHEKAR,
NO. 520, 1ST MAIN,
4TH CROSS, NRUPATHUNGANAGARA,
NAGARABHAVI,
BANGALORE - 560072.
M NO. 762.
- 72 . A V VENKATESH
S/O. VENKATASUBBAIAH,
KOUSHA, NO.EWS-474,
7TH MAIN, BEHIND CHURCH,
Kengeri Upanagara,
BANGALORE - 560060.
M NO.2368.
- 73 . M C KRISHNAPPA
S/O. LATE CHANNegowda,
NO.115, SADANANGADANAGARA,
NGEF EAST, INDIRANAGARA,
BANGALORE - 560030.
M NO. 1898.
- 74 . K G RAMASWAMY
S/O. GOVINDAIAH,
NO.69, 4TH B MAIN, 5TH CROSS,
CHANDAN LAYOUT, SUNKADAKATTE,
BANGALORE - 560091.
M NO. 1580.
- 75 . MUNI BYRAPPA
NO.100, CHIKKALLASANDRA LAYOUT,

HOSUR LAYOUT,
BANGALORE - 560029.
M NO.44.

- 76 . M SHIVALINGAIAH
S/O. NOT KNOWN,
NO.1089, 10TH MAIN, RPC LAYOUT,
VIJAYANAGARA POST,
BANGALORE - 560040.
M NO. 2030
- 77 . S NINGEGOWDA
S/O. NOT KNOWN,
NO.80, SARASWATHI NAGAR,
4TH CROSS, BDA PARK
OPPOSITE VIJAYANAGARA,
BANGALORE - 560040.
M NO. 673.
- 78 . M GOVINDAPPA
S/O. NOT KNOWN,
NO.642,
GODAVARI VILAS PROPOSITION,
SRINAGARA, BANGALORE - 560050.
M NO. 446.
- 79 . GANGADHARACHARI
S/O. SIDDALINGACHARI,
NO.243, 16TH MAIN,
NEW BALIGAR LAYOUT, BANGALORE - 560084.
M NO. 83.
- 80 . POOJAPPA
S/O. NOT KNOWN,
NO.308, OLD BYAPPANAHALLI,
ANJANEYA DEVALAIAH,
BANGALORE - 560033,
M NO. 1723
- 81 . R T MARAPPA
S/O. R THIMMAIAH,
NO.729, 5TH MAIN ROAD,
2ND CROSS, HANUMANTHANAGARA,
BANGALORE - 560019.
M NO. 168.

- 82 . KESHAVARAJ
S/O. THANGAVELU M B,
R/AT NO.28, 4TH MAIN,
2ND CROSS, SHAMANNA GARDEN LAYOUT,
ULSOOR, BENGALURU - 560008.
M NO.865.
- 83 . SIDDAPPA
S/O. REVANNA,
NO.188, 7TH CROSS,
MARABANNAPPA LAYOUT EXTENSION,
BANGALORE - 560038.
M NO. 1256.
- 84 . NARAYANAPURA
S/O. NEELAKANTAPPA RAMPURA,
NO.299, 45/1, 9TH MAIN ROAD,
TH CROSS, HANUMANTHANAGARA,
BANGALORE - 560019.
M NO. NIL.
- 85 . NAGARAJA GOWDA
S/O. CHANNEGOWDA,
R/AT NO.425/A-2, K R GARDEN,
MURUGESHPALYA,
BENGALURU - 560017.
M NO. 763.
- 86 . RAMAKRISHNA B C
S/O. LATE CHIKKANNA,
R/AT NO.125, BIDARAHALLI POST,
BYAPPANAHALLI,
BANGALORE - 560049.
M NO. 1812.
- 87 . BABU B
R/AT NO.56, G-1,
THIRUMALA RESIDENCY,
1ST MAIN, SAPTAGIRI NAGAR,
BSK III STAGE, HOSAKEREHALLI,
BENGALURU - 560085.
M NO. NIL

...PETITIONERS

(BY SHRI.N.RAMACHANDRA, ADVOCATE)

AND :

- 1 . THE STATE OF KARNATAKA
BY ITS PRINCIPAL SECRETARY TO GOVERNMENT,
DEPARTMENT OF CO-OPERATION,
GOVERNMENT OF KARNATAKA,
6TH FLOOR, 3RD GATE,
M S BUILDING,
DR. B R AMBEDKAR VEEDHI,
BENGALURU - 560001.
 - 2 . NGEF EMPLOYEES AND EX-EMPLOYEES HOUSE
BUILDING CO-OPERATIVE SOCIETY LTD.
NO. 215, 1ST FLOOR, LINK ROAD,
SESHADRIPURAM,
BENGALURU - 560020.
REP. BY ITS SECRETARY.
 - 3 . SHEELA V AKKI
RETURNING OFFICER,
NGEF EMPLOYEES AND EX-EMPLOYEES HOUSE
BUILDING CO-OPERATIVE SOCIETY LTD.,
NO.215, 1ST FLOOR, LINK ROAD,
SESHADRIPURAM,
BENGALURU - 560020.
 - 4 . THE KARNATAKA STATE CO-OPERATIVE ELECTION AUTHORITY
BMTc BUILDING, 3RD FLOOR, SHANTHINAGARA,
BENGALURU - 560027,
REP. BY ITS SECRETARY. ... RESPONDENTS
- (BY SMT.RASHMI PATEL, HCGP FOR R.1 AND 3;
SHRI G.V.SHASHIKUMAR, ADVOCATE FOR R.4
SHRI A.NAGARAPPA, ADVOCATE FOR
APPLICANT IN I.A.NO.1/2021)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THAT CLAUSE (a-iv) AND (a-v) OF SUB-SECTION (2) OF SECTION 20 OF THE ACT AND SECTION 27-A OF THE ACT ARE ULTRA VIRES OF ARTICLE 243ZI AND 243ZO OF THE CONSTITUTION OF INDIA AND THAT IT IS BEYOND THE LEGISLATIVE COMPETENCE OF THE STATE LEGISLATURE AND ETC.,

THIS WRIT PETITION COMING ON FOR *ORDERS* THIS DAY,
THE COURT MADE THE FOLLOWING:

ORDER

Learned advocate for the petitioners submits that elections have already been conducted. Therefore, this petition is rendered infructuous and accordingly prayed for its dismissal. He has filed a memo to this effect and the same be kept in record.

2. In the circumstance, this petition is ***dismissed*** as having become infructuous.

3. In view of disposal of this writ petition, I.A.No.1/2021 does not survive for consideration and the same stands *disposed of*.

No costs.

**Sd/-
JUDGE**

AV