IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 3RD DAY OF FEBRUARY, 2025

BEFORE

THE HON'BLE MR. JUSTICE R.NATARAJ

WRIT PETITION NO.200303 OF 2025 (GM-RES)

BETWEEN:

SRI. KRISTAPPA S/O SAYAPPA,
AGE: 49 YEARS, OCC: WORKING AS FOLLOWER
POLICE TRAINING COLLEGE, NAGANHALLI,
TQ. AND DIST. KALABURAGI.
R/O H NO. 1-02, KESHARATAGI VILLAGE,
NEAR GOVT. SCHOOL, KALABURAGI-585106.

...PETITIONER

(BY SRI. SRINIVAS. B. JOSHI, ADVOCATE)

AND:

1. THE PRESIDENT,
   KARNATAKA STATE
   GOVT. EMPLOYEES ASSOCIATION,
   REPRESENTED BY ITS PRESIDENT,
   OPP. M.S. BUILDING, CABBAN PARK,
   BANGALORE-560001.

2. THE PRESIDENT,
   KARNATAKA STATE EMPLOYEES ASSOCIATION,
   DISTRICT UNIT, KULGERI CROSS,
   NEAR KRISHNA HOTEL, KALABURAGI.

3. SRI. H. VEERBHADRAPPA S/O LINGAPPA,
   AGE: 65 YEARS, OCC: WORKING AS
   ELECTION RETURNING OFFICER,
   KARNATAKA STATE GOVT. EMPOLYEES
   ASSOCIATION, KALABURAGI, DISTRICT UNIT,

Digitally signed by SACHIN
Location: High Court Of Karnataka

KULGERI CROSS, NEAR KRISHNA HOTEL,
KALABURAGI-585102.

4. SRI. PURUSOTAMMA S/O HARIHARRAO,
AGE: 49 YEARS, OCC: WORKING AS SDA,
OFFICE OF SUPERINTENDENT OF POLICE,
KALABURAGI,
R/O H NO.1-27, SHAKAMBARI KRUPA,
NGO'S LAYOUT, BIDDAPUR COLONY,
KALABURAGI-585102.

5. SHIVASHARANAPPA S/O AMRUTAPPA,
AGE: 49 YEARS, OCC: SDA,
OFFICE OF SUPERINTENDENT OF POLICE,
KALABURAGI, R/O JAGAT,
KALABURAGI-585102.

…RESPONDENTS

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE WRIT OF MANDAMUS DIRECTING THE RESPONDENT NO.1 TO 3 TO PERMIT THE PETITIONER FOR CASTING HIS VOTE TO ELECT THE PRESIDENT KARNATAKA STATE GOVT. EMPLOYEES ASSOCIATION DISTRICT UNIT KALABURAGI BY CONSIDERING THE CERTIFICATE AS ANNEXURE-C AND ORAL REPRESENTATION MADE BY THE PETITIONER.

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

CORAM: HON'BLE MR. JUSTICE R.NATARAJ

ORAL ORDER

The petitioner has sought for a direction to respondent Nos.1 and 2 to permit him to cast his vote at the election to the post of President of respondent No.2 by

considering the certificate issued to him that he is elected from affiliated District at polling station No.38.

2. The respondent Nos.1 and 2 is neither a State nor an instrumentality of a State, but is an association of employees of the State Government. Therefore, this Court cannot issue any prerogative writs or any directions to respondent Nos.1 to 3 as they are not amenable to the jurisdiction of this Court. Hence, the writ petition is ***dismissed***. It is however open for the petitioner to workout his remedy in accordance with law.

Sd/-
(R.NATARAJ)
JUDGE

SN
List No.: 1 Sl No.: 30
CT:SI