



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 4TH DAY OF JUNE, 2025

BEFORE

THE HON'BLE MR. JUSTICE M.I.ARUN

WRIT PETITION NO.202258 OF 2022 (GM-CFA)

BETWEEN:

CHANDAN KANDELWAL S/O SRI. KISHAN K.,
AGED ABOUT 48 YEARS, OCC: BUSINESS,
R/O H.NO.HL281, NIJALINGAPPA COLONY,
RAICHUR, DIST. RAICHUR-584 101.

...PETITIONER

(BY SRI. G. G. CHAGASHETTI, ADVOCATE)

AND:

1. THE JOINT REGISTRAR OF
CO-OPERATIVE SOCIETIES,
RAICHUR-584 101.
2. THE DEPUTY REGISTRAR OF
CO-OPERATIVE SOCIETIES
AND CHITS, RAICHUR-584 101.
3. M/S. MARGADARSHI CHITS (KARNATAKA)
PVT. LTD., 1ST FLOOR, ANAND TOWERS,
GANDHI CHOWK, RAICHUR-584 101,
REPRESENTED BY FOREMAN/MANAGER.
4. SHRI. TUNGABHADRA TRADING COMPANY,
BY ITS PROPERITER
K. SURESH S/O MALLAPPA K.,
OCC: BUSINESS SHOP NO.4-2-74,
DALALI BAZAR, KARTGI (TOWN MUNICIPALITY),

Digitally signed
by VARSHA N
RASALKAR
Location: HIGH
COURT OF
KARNATAKA



KOPPAL DISTRICT,
P.NO.7-4-107, WARD NO.11,
J.P. NAGAR, NEAR SHRIDEVI TEMPLE,
KARTGI, TQ. GANGAWATI,
DIST. KOPPAL-583 231.

5. MR. NAGARAJ S/O VEERAPPA H.,
AGED ABOUT 41 YEARS,
OCC: BUSINESS,
M/S. SHRI. KEDARNATH AGRO FOODS,
OPP. LAXMI TAKIS,
R.G. ROAD, KARTGI (POO),
R/O H.NO.24, BLOCK NO.3,
BILIGER ONI, KARTGI (POO),
DIST. KOPPAL-583 231.
6. B. VEERESH S/O B. SANNALINGAPPA,
AGED ABOUT 44 YEARS, OCC: BUSINESS,
M/S. USHA ENTERPRISES,
NEAR APMC, R.G. ROAD,
KARTGI (POO), R/O WARD NO.3,
KABBER ONI, KARTGI (POO),
DIST. KOPPAL-583 231.
7. K. SOUMYA W/O MAHESH KUDGAL,
AGED ABOUT 31 YEARS, OCC: BUSINESS,
M/S. CHANDAN ENTERPRISES,
H.NO.5-4-34/3, J.P. NAGAR,
KARTGI (POO),
R/O WARD NO.11, J.P. NAGAR,
NEAR SHRIDEVI TEMPLE,
KARTGI (POO),
DIST. KOPPAL-583 231.
8. K. MAHANTESH S/O K. SUGAPPA,
AGED ABOUT 32 YEARS, OCC: BUSINESS,
M/S. V.K. FASHION STORE,
NEAR DI KATTARI MUTHOOT FINANCE,
OPP: KARTGI (POO),
R/O H.NO.35, HARLI ONI,
NEAR ANJANEYA TEMPLE,



KARTGI (POO),
DIST. KOPPAL-583 231.

9. T. MAHESHKUMAR
S/O T. MALLESHAPPA,
AGED ABOUT 45 YEARS,
OCC: BUSINESS,
M/S. GOURI SARJICAL HOUSE,
ABIPATIL SANKEERNA, BEROONKILLA,
RAICHUR (TQ.), R/O PLOT NO.201,
AKHIL RESIDENCY, JAWAHAR NAGAR,
RAICHUR DISTRICT-584 101.
10. MANJUNATH S/O VEERAPPA,
AGED ABOUT 34 YEARS,
OCC: BUSINESS,
M/S. SHRI S.L.V. KIRANA STORE,
OPP. LAXMI TAKIS,
R.G. ROAD, KARTGI (POO),
DIST. KOPPAL R/O H.NO. 8-7-55/11,
WARD NO.01, VASVI NAGAR KARTGI (POO),
DIST. KOPPAL-583 231.

...RESPONDENTS

(BY SRI. GOPALKRISHNA B. YADAV, HCGP FOR R1 & R2;
SRI. SANJEEVKUMAR C. PATIL, ADVOCATE FOR R3;
V/O DATED 29.07.2024, NOTICE TO
R5 TO R7, R9 & R10 IS HELD SUFFICIENT;
V/O DATED 25.03.2025, NOTICE TO
R4 & R8 IS HELD SUFFICIENT)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226
AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO
ISSUE A WRIT OF CERTIORARI AND TO QUASH THE AWARD
DATED 29.07.2021 PASSED BY THE 2ND RESPONDENT IN
DISPUTE NO.13/2020-21 VIDE ANNEXURE-A AND
CERTIFICATE/AWARD DATED 10.08.2021 ISSUED BY THE 2ND
RESPONDENT U/SEC.71 OF THE CHIT FUNDS ACT, 1982
PRODUCED AT ANNEXURE-B, CONSEQUENTLY ORDER DATED
13.06.2022 AND 13.07.2022 PASSED BY THE SENIOR PRL.



CIVIL JUDGE AND CJM, RAICHUR IN E.P. NO.105/2021
PRODUCED AT ANNEXURE-E AND ETC.

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

CORAM: HON'BLE MR. JUSTICE M.I.ARUN

ORAL ORDER

(PER: HON'BLE MR. JUSTICE M.I.ARUN)

Learned counsel for the petitioner fairly submits that the petitioner is having an alternative and efficacious remedy under Section 70 of the Chit Funds Act, 1982.

2. For the aforementioned reasons, the writ petition is hereby ***dismissed*** reserving liberty to the petitioner to approach the appropriate forum in accordance with law. If he were to file an appeal before the appropriate authority, the time spent by the petitioner pursuing the instant writ petition before this Court shall be condoned while considering any application made for condonation of delay.



3. The interim order passed by this Court on 29.09.2022 is extended for a further period of two weeks from today.

4. It is hereby made clear that this Court has not expressed any opinion on merits of the case and it is for the appellate authority to decide the same in accordance with law irrespective of the interim order granted by this Court.

5. In view of dismissal of the writ petition, I.A.2/2022 does not survive for consideration and the same is accordingly dismissed.

Sd/-
(M.I.ARUN)
JUDGE

LG
List No.: 1 Sl No.: 34