

**ಮಾನ್ಯ ವಿಧಾನ ಪರಿಷತ್ತಿನ ಸದಸ್ಯರಾದ ಶ್ರೀ ಸಿ.ಪಿ. ಯೋಗೇಶ್ವರ ಇವರು  
ನಿಯಮ-330 ರಡಿ ನೀಡಿರುವ ಸಾರ್ವಜನಿಕ ಮಹತ್ವದ ಸೂಚನೆಗೆ ಉತ್ತರ**

**ಸೂಚನೆ:**

ಸಹಕಾರ ಇಲಾಖೆ ವ್ಯಾಪ್ತಿಯ ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ಬಡಾವಣೆಯ ಮೆ|| ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ ಬಿಡಿಎ ಲೇಔಟ್ 8ನೇ ಬ್ಲಾಕ್, ರೆಸಿಡೆಂಟ್ ವೆಲ್‌ಫೇರ್ ಅಸೋಸಿಯೇಷನ್ (ರಿ) ಇವರಿಗೆ 30 ವರ್ಷ ಗುತ್ತಿಗೆ ಆಧಾರದ ಮೇಲೆ ನಾಗರಿಕ ಸೌಲಭ್ಯಕ್ಕಾಗಿ ಸಿ.ಎ. ನಿವೇಶನ ಸಂಖ್ಯೆ:10/ಎ, ವಿಶ್ವೇಶ್ವರಯ್ಯ ಬಡಾವಣೆ 2 ನೇ ಹಂತದಲ್ಲಿ ದಿನಾಂಕ: 25-09-2018 ಹಂಚಿಕೆ ಮಾಡಿ ದಿನಾಂಕ: 06-10-2018 ರಂದು ಬಿಡಿಎ ಯಿಂದ ಹಂಚಿಕೆ ಪತ್ರವನ್ನು ನೀಡಲಾಗಿರುತ್ತದೆ.

ಮೆ|| ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ ಬಿಡಿಎ ಲೇಔಟ್ 8ನೇ ಬ್ಲಾಕ್, ರೆಸಿಡೆಂಟ್ ವೆಲ್‌ಫೇರ್ ಅಸೋಸಿಯೇಷನ್ (ರಿ) ಇವರು ಸಾರ್ವಜನಿಕರಿಗೆ ಕ್ಲಬ್ ಅನ್ನು ನಿರ್ಮಿಸುವುದಕ್ಕಾಗಿ ಸದಸ್ಯತ್ವ ಪಡೆಯಲು 1ನೇ ಬ್ಲಾಕಿನಿಂದ 9 ನೇ ಬ್ಲಾಕಿನ ನಿವಾಸಿಗಳಿಂದ ಬಿಡಿಎ ಸಿಎ ಜಾಗದ ಬೆಂಗಳೂರು ಅಭಿವೃದ್ಧಿ ಪ್ರಾಧಿಕಾರಕ್ಕೆ ಪಾವತಿಸುವುದಕ್ಕಾಗಿ ಸುಮಾರು 300 ಜನ ಸದಸ್ಯರಿಂದ ಜಿಎಸ್‌ಟಿ ಸೇರಿ ರೂ.30,000/-, ರೂ.80,000/- ಹಾಗೂ ರೂ.1,00,000/-ಗಳಂತೆ ಹಣವನ್ನು ವಸೂಲಿ ಮಾಡಲಾಗಿರುತ್ತದೆ.

ಪ್ರಸ್ತುತ ಮೆ|| ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ ಬಿಡಿಎ ಲೇಔಟ್ 8 ನೇ ಬ್ಲಾಕ್, ರೆಸಿಡೆಂಟ್ ವೆಲ್‌ಫೇರ್ ಅಸೋಸಿಯೇಷನ್ (ರಿ) ಇವರಿಗೆ ನೀಡಿದ್ದ ಸಿಎ ನಿವೇಶನವನ್ನು ಕರ್ನಾಟಕ ಹೈಕೋರ್ಟ್ ರಿಟ್ ಅರ್ಜಿ ಸಂಖ್ಯೆ: 10241/2019, ದಿನಾಂಕ: 27-12-2021 ರಲ್ಲಿ ರದ್ದುಗೊಳಿಸಲಾಗಿದ್ದು ಸದರಿ ಸಂಸ್ಥೆಯವರು ಸಾರ್ವಜನಿಕರಿಂದ ಸದಸ್ಯತ್ವಕ್ಕಾಗಿ ಈ ಹಿಂದೆ ಪಡೆದಿದ್ದ ಹಣವನ್ನು ಇಲ್ಲಿಯವರೆಗೂ ಸಾರ್ವಜನಿಕರಿಗೆ ಹಿಂದಿರುಗಿಸಿರುವುದಿಲ್ಲ.

ಆದುದರಿಂದ, ಮೆ|| ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ ಬಿಡಿಎ ಲೇಔಟ್ 8 ನೇ ಬ್ಲಾಕ್, ರೆಸಿಡೆಂಟ್ ವೆಲ್‌ಫೇರ್ ಅಸೋಸಿಯೇಷನ್ (ರಿ)ಯ ಕಾರ್ಯಕಾರಿ ಸಂಸ್ಥೆಯ ಹಿಂದಿನ ಅಧ್ಯಕ್ಷರು, ಹಾಲಿ ಅಧ್ಯಕ್ಷರು ಹಾಗೂ ಪದಾಧಿಕಾರಿಗಳ ವಿರುದ್ಧ ನ್ಯಾಯಾಂಗ ಪ್ರಕರಣ ದಾಖಲಿಸಿ ಅಥವಾ ಸಂಘಕ್ಕೆ ಆಡಳಿತಾಧಿಕಾರಿಯನ್ನು ನೇಮಿಸಿ ಸಾರ್ವಜನಿಕರಿಂದ ಸದಸ್ಯತ್ವಕ್ಕಾಗಿ ಪಡೆದಿರುವ ಹಣವನ್ನು ಕೊಡಿಸಿಕೊಡುವ ಬಗ್ಗೆ ಸರ್ಕಾರದ ಕ್ರಮದ ಬಗ್ಗೆ ಮಾಹಿತಿಯನ್ನು ಕೋರಿರುತ್ತೇನೆ.

**ಉತ್ತರ:**

ಮೆ|| ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ ಬಿಡಿಎ ಲೇಔಟ್ 8ನೇ ಬ್ಲಾಕ್, ರೆಸಿಡೆಂಟ್ ವೆಲ್‌ಫೇರ್ ಅಸೋಸಿಯೇಷನ್ (ರಿ) ಈ ಸಂಘವು ಕರ್ನಾಟಕ ಸಂಘಗಳ ನೋಂದಣಿ ಕಾಯ್ದೆ 1960 ರಡಿ ನೋಂದಣಿ ಸಂಖ್ಯೆ:ಬಿಎಲ್‌ಯು-ಎಸ್ 439/2007-08, ದಿನಾಂಕ: 26-06-2007 ರಂದು ನೋಂದಣಿಯಾಗಿರುತ್ತದೆ. ಸಂಘದ ನೋಂದಣಿ ಪ್ರಮಾಣ ಪತ್ರ ಹಾಗೂ ಉಪನಿಯಮಗಳನ್ನು **ಅನುಬಂಧ-1** ರಲ್ಲಿ ಲಗತ್ತಿಸಿದೆ.

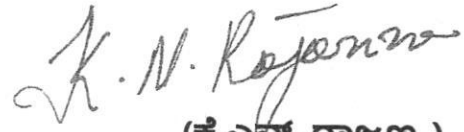
ಈ ಸಂಘಕ್ಕೆ ಗುತ್ತಿಗೆ ಆಧಾರದ ಮೇಲೆ ನಾಗರಿಕ ಸೌಲಭ್ಯಕ್ಕಾಗಿ ಸಿಎ ನಿವೇಶನ ಸಂಖ್ಯೆ: 10/ಎ ವಿಶ್ವೇಶ್ವರಯ್ಯ ಬಡಾವಣೆ 2ನೇ ಹಂತದಲ್ಲಿ ದಿನಾಂಕ: 25-09-2018 ಹಂಚಿಕೆ ಮಾಡಿ ದಿನಾಂಕ: 06-10-2018 ರಂದು ಬಿಡಿಎಯಿಂದ ಹಂಚಿಕೆ ಪತ್ರವನ್ನು ನೀಡಲಾಗಿರುತ್ತದೆ.

ಈ ಸಂಘವು ಸಾರ್ವಜನಿಕರಿಗೆ ಕ್ಲಬ್ ಅನ್ನು ನಿರ್ಮಿಸುವುದಕ್ಕಾಗಿ ಸದಸ್ಯತ್ವ ಪಡೆಯಲು 1 ನೇ ಬ್ಲಾಕ್‌ನಿಂದ 9 ನೇ ಬ್ಲಾಕ್‌ನ ನಿವಾಸಿಗಳಿಂದ ಬಿಡಿಎ ಸಿಎ ಜಾಗದ ಬೆಂಗಳೂರು ಅಭಿವೃದ್ಧಿ ಪ್ರಾಧಿಕಾರಕ್ಕೆ ಪಾವತಿಸುವುದಕ್ಕಾಗಿ ಸುಮಾರು 300 ಜನ ಸದಸ್ಯರಿಂದ ಜಿಎಸ್‌ಟಿ ಸೇರಿ ರೂ.30,000/-, ರೂ.80,000/- ಹಾಗೂ ರೂ.1,00,000/-ಗಳಂತೆ ಹಣವನ್ನು ವಸೂಲಿ ಮಾಡಿರುವ ಕುರಿತು ಇಲಾಖೆಗೆ ಯಾವುದೇ ದೂರುಗಳು ಸ್ವೀಕೃತವಾಗಿರುವುದಿಲ್ಲ.

ಮಾನ್ಯ ಉಚ್ಚ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ದಾಖಲಾಗಿದ್ದ ರಿಟ್ ಅರ್ಜಿ ಸಂಖ್ಯೆ: 10241/2019 ಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಮಾನ್ಯ ಉಚ್ಚ ನ್ಯಾಯಾಲಯವು ಸಂಘಕ್ಕೆ ಹಂಚಿಕೆಯಾಗಿದ್ದ ಮೇಲ್ಕಂಡ ಸಿಎ ನಿವೇಶನ ಸಂಖ್ಯೆ 10/ಎ ಅನ್ನು ರದ್ದುಗೊಳಿಸಿ ದಿನಾಂಕ: 27-12-2021 ರಲ್ಲಿ ಆದೇಶಿಸಿರುತ್ತದೆ. (ಅನುಬಂಧ-2).

ಮೆ|| ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ ಬಿಡಿಎ ಲೇಔಟ್ 8ನೇ ಬ್ಲಾಕ್, ರೆಸಿಡೆಂಟ್ ವೆಲ್‌ಫೇರ್ ಅಸೋಸಿಯೇಷನ್ (ರಿ) ಈ ಸಂಘವು ಸಾರ್ವಜನಿಕರಿಂದ ಸದಸ್ಯತ್ವಕ್ಕಾಗಿ ಈ ಹಿಂದೆ ಪಡೆದಿದ್ದ ಹಣವನ್ನು ಇಲ್ಲಿಯವರೆಗೂ ಹಿಂದಿರುಗಿಸಿಲ್ಲದಿರುವ ಬಗ್ಗೆ ಇಲಾಖೆಗೆ ಯಾವುದೇ ದೂರುಗಳು ಸ್ವೀಕೃತವಾಗಿರುವುದಿಲ್ಲ. ಆದಾಗ್ಯೂ ಮೇಲ್ಕಂಡ ಪ್ರಶ್ನೆಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಸಂಘದವರು ಸಾರ್ವಜನಿಕರಿಂದ ಸದಸ್ಯತ್ವಕ್ಕಾಗಿ ಹಿಂದೆ ಪಡೆದಿದ್ದ ಹಣವನ್ನು ಇಲ್ಲಿಯವರೆಗೂ ಹಿಂದಿರುಗಿಸಿಲ್ಲದಿರುವ ಬಗ್ಗೆ ಲಿಖಿತ ವಿವರಣೆಯನ್ನು ಸಂಬಂಧಪಟ್ಟ ದಾಖಲೆಗಳೊಂದಿಗೆ ಸಲ್ಲಿಸಲು ಸಂಘದವರಿಗೆ ಸಹಕಾರ ಸಂಘಗಳ ಉಪ ನಿಬಂಧಕರು ಹಾಗೂ ಜಿಲ್ಲಾ ನೋಂದಣಾಧಿಕಾರಿಗಳು, 4ನೇ ವಲಯ, ಬೆಂಗಳೂರು ಇವರು ನೋಟೀಸ್ ಜಾರಿಗೊಳಿಸಿರುತ್ತಾರೆ (ಅನುಬಂಧ-3).

ಸಿಬಿ 22 ಸಿ.ಎಸ್.ಆರ್ 2024 (ಇ)



(ಕೆ.ಎನ್. ರಾಜಣ್ಣ)  
ಸಹಕಾರ ಸಚಿವರು



Office of the Registrar of Societies,  
BANGALORE URBAN

Schedule 'B'  
[See Rule 3(5)]

### Certificate of Registration of Society

Society Number : BLU-S439-2007-08

Date : 26-Jun-2007

I hereby certify that *SIRM. VISVESVARAYA NAGARA BDA LAYOUT (FURTHER EXTENSION) 8TH BLOCK RESIDENTS WELFARE ASSOCIATION*, No.629, Sapthagiri 40ft Main Road, Sir M. Vishweswarali Nagara Further Extension BDA Layout, Bangalore - 560 091 District : *BANGALORE URBAN* is this day (Tuesday 26 June, 2007) registered under the Karnataka Societies Registration Act, 1960(Karnataka Act 17 of 1960).

Fee paid Rs . 1000/-

Given under my hand and seal at BANGALORE URBAN on the 26 day of June, 2007.



Office : BANGALORE URBAN  
Society Number : BLU-S439-2007-08  
CD Number : BLUS28

Registrar of Societies,  
(BANGALORE URBAN)  
*ಬಿ.ಎ. ನೋಂದಣಾಧಿಕಾರಿಗಳು*  
(ಸಂಘ ಮತ್ತು ಸಂಸ್ಥೆ)  
*ಬೆಂಗಳೂರು ಪುರ ಪಟ್ಟಣ, ಬೆಂಗಳೂರು*

ಕ.ನೋ.ಸಂ.: 608/0708

(೧) ಸಂಘದ ಹೆಸರು:	Sri. M. Vishwanathiah Lagar BDA layout (Further ext) 8th Block Basant nagar 4th
(೨) ಸಂಘದ ವಿಳಾಸ ಬೆಂಗಳೂರು ಜಿಲ್ಲೆಗೆ ಸಂಬಂಧಿಸಿದೆಯೇ:	೨೦. ನಗರ. ೪ನೇ
(೩) ಈ ಕೆಳಕಂಡ ಹೆಸರುಗಳನ್ನು ಸಂಘಕ್ಕೆ ಸೇರಿಸಿರುವುದೇ: ಠಾಯರ್, ಡಾಕ್ಟರೇಯ ಯೋಜನೆಯನ್ ಕೇಂದ್ರಿಯ, ಫಿಡರಲ್ ಗಣರಾಜ್ಯ ರಾಜ್ಯಗಳು, ರಾಜ್ಯಪತಿ, ಸರ್ಕಾರ ಪ್ರಮಾಣದ ಕೈಗಾರಿಕೆಗಳು, ಗೃಹ ಕೈಗಾರಿಕೆ ಇತ್ಯಾದಿ	ಇಲ್ಲ
(೪) ಸಂಘದ ಮುಖ್ಯ ಉದ್ದೇಶಗಳು ಕರ್ನಾಟಕ ಸಂಘಗಳ ನೋಂದಣಿ ಕಾಯಿದೆ - ೬೦ ರ ಪ್ರಕರಣ ೩ ರ ವಿಮೋಘನೆಯೇ	ಇಲ್ಲ
(೫) ಸಂಘ ಚ್ಚಾಪನ ಮತ್ತು ಅರ್ಜಿಗಳಿಗೆ ೬ ಜನ ಸದಸ್ಯರು ಮತ್ತು ಅದಕ್ಕಿಂತ ಹೆಚ್ಚು ಜನ ಸಹಿ ಮಾಡಿರುವರು:	ಹೌದು
(೬) ನೋಂದಣಿ ಮುನ್ನ ನಡೆದ ಸರ್ವ ಸದಸ್ಯರ ಸಭೆಯ ನಡವಳಿಕೆಯ ಪ್ರತಿಯನ್ನು ಸಂಘದ ನೋಂದಣಿ ಸಮಯದಲ್ಲಿ ಲಗತ್ತಿಸಿದ್ದಾರೆಯೇ	ಲಗತ್ತಿಸಿದೆ
(೭) ಸಂಘಗಳ ನೋಂದಣಿಕಾರಿಗಳ ಜೊತೆ ವ್ಯವಹರಿಸಲು ಸಂಭಾಯಿದಾರರ ಹೆಸರು ಮತ್ತು ವಿಳಾಸವನ್ನು ಚ್ಚಾಪನ ಪತ್ರದಲ್ಲಿ ತೋರಿಸಿದ್ದಾರೆಯೇ	ವಿಳಾಸವಿಲ್ಲ
(೮) ಚ್ಚಾಪನ ಪತ್ರದ ಮತ್ತು ನಿಬಂಧನೆಗೊಳಗೊಂಡ ೬ ಜನ ಅದಕ್ಕಿಂತ ಹೆಚ್ಚು ಸದಸ್ಯರ ಕಾರ್ಯಕಾರಿ ಸಮಿತಿಯ ಸದಸ್ಯರ ಹೆಸರು ವಿಳಾಸ ಇತ್ಯಾದಿ ಮತ್ತು ಸಾಕ್ಷಿ ಹಾಕಿದ್ದಾರೆಯೇ	ಹೌದು
(೯) ಅದೇಕೆ (ವರ್ಷ) ಕ್ಯಾಲೆಂಡರ್ ವರ್ಷ ತೋರಿಸಿದ್ದಾರೆಯೇ, ಇಲ್ಲವೆ	೨೦೧೮ - ೨೦೧೯
(೧೦) ಸದಸ್ಯರಾಗುವುದಕ್ಕೆ ನಿಬಂಧನೆಯಲ್ಲಿ ಎಷ್ಟು ವರ್ಷ ನಮೂದಿಸಿದೆಯೇ, ಇಲ್ಲವೆ	೨ ವರ್ಷ
(೧೧) ನಿಬಂಧನೆಯಲ್ಲಿ ಸದಸ್ಯತ್ವ ಕುಲ್ ತೋರಿಸಿದ್ದಾರೆಯೇ	ಇಲ್ಲ
(೧೨) ಸಂಘ ಸಭೆ ನಡವಲು ಈ ಕೆಳಕಂಡ ನಿಬಂಧನೆಯಲ್ಲಿ ಎಷ್ಟು ದಿವಸಗಳು ಎಂದು ತೋರಿಸಿದ್ದಾರೆಯೇ	
(೧೩) ಸರ್ವ ಸದಸ್ಯರ ಸಭೆ	೨೧
(೧೪) ವಿಶೇಷ ಸರ್ವ ಸದಸ್ಯರ ಸಭೆ	೨೧
(೧೫) ಕಾರ್ಯಕಾರಿ ಸಮಿತಿ ಸಭೆ	೭
(೧೬) ಜಮಾತು ಸಭೆ	-
(೧೭) ನಾಲ್ಕು ರೂ. ಕೋರ್ಡ್ ಫೀ ಲಗತ್ತಿಸಿದ್ದಾರೆಯೇ	-
(೧೮) ರೂ. ೧೦೦೦ ನೋಂದಣಿ ಕುಲ್ ಪಾವತಿ ಮಾಡಿದ ದಿನಾಂಕ ಮತ್ತು ಕ್ರ.ಮಾಂಕ	ಕನಿ. ೦೦೪೦/೨೮ ದಿ. ೧೦.೦೨.೨೦೧೮
(೧೯) ಕಾರ್ಯಕಾರಿ ಸಮಿತಿಯ ಚುನಾವಣೆಯನ್ನು ಎಷ್ಟು ವರ್ಷಕ್ಕೊಮ್ಮೆ ಮಾಡುತ್ತಾರೆ ಎಂಬುದನ್ನು ನಮೂದಿಸಿದ್ದಾರೆಯೇ, ಇಲ್ಲವೆ	೧ ವರ್ಷ
(೨೦) ಕಛೇರಿಯ ವಿಷಯ ನಿರ್ವಹಣೆ ಆಧಾರ, ಯು	ಬೆಂಗಳೂರು ನಗರ ಸರ್ಕಾರ
(೨೧) ಅಧೀಕ್ಷಕರು	ನಿರೀಕ್ಷಕರು



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ದಾಖಲೆ ಸಂಖ್ಯೆ... 439/67-08

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ಬೆಂಗಳೂರು ನಗರ ಪಾಲಿಕೆ  
ಸಾರ್ವಜನಿಕ ಕಾರ್ಯದರ್ಶಿ  
ಬೆಂಗಳೂರು

To :

The Registrar of Societies,  
Bangalore Urban Dist.,  
Bangalore

Sir,

Sub : Registration of Association.

We desire to form the Association under the Karnataka Societies Registration Act. 1960 for the purpose of mentioned in the memorandum of Association.

We enclosed herewith the Memorandum of Association, Rules and regulations of the Association.

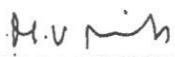
Thanking you,

ಬೆಂಗಳೂರು ನಗರ ಪಾಲಿಕೆ (ಸಾರ್ವಜನಿಕ ಕಾರ್ಯ)  
ನಂ. 2097  
ದಿನಾಂಕ 25.6  
ಬೆಂಗಳೂರು ನಗರ ಪಾಲಿಕೆ ಸಾರ್ವಜನಿಕ ಕಾರ್ಯದರ್ಶಿ  
ಬೆಂಗಳೂರು


Yours faithfully,

1.   
(ARVIND ASHOK)

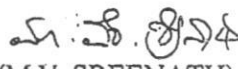
6.   
(BANU PRAKASH)


2.   
(PARAMESHWARAIYAH M.V)

7.   
(BALAKRISHNA NAIK .M)

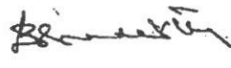
3.   
(GANESHAN .S)

8.   
(MARUTHI RAO)

4.   
(M.V. SREENATH)

9.   
(H. RANGASWAMY)

5.   
(SURENDRA N.S)

10.   
(B.S:LAKSHMAN MURTHY)

638/09 08  
~~638/09 08~~

PROCEEDINGS OF THE GENERAL BODY MEETING IN THE BANGALORE  
HELD ON : 10<sup>TH</sup> JUNE 2007

It was unanimously resolved in the General body meeting that the

SIR. M. VISVESVARAYA NAGARA BDA LAYOUT (FURTHER EXTENSION)  
8<sup>TH</sup> BLOCK RESIDENTS' WELFARE ASSOCIATION SHALL BE  
REGISTERED WITH THE REGISTRAR OF SOCIETIES, BANGALORE URBAN  
DISTRICT, BANGALORE

The Secretary of the Association is authorized to correspond with the  
Registrar of Societies, Bangalore Urban dist., Bangalore

*M. N. S.*

439/07-00  
MEMORANDUM OF ASSOCIATION

Name of the Association :

Sir M. Visvesvaraya Nagara BDA Layout  
(Further Extension) 8th Block,  
Residents' Welfare Association.

1. Registered Office and Jurisdiction.

The registered Office of the Society shall  
be at # 629, 'SAPTHAGIRI' 40 ft Main Road,  
Sir M. Vishweswaraiah Nagara Further Extension  
BDA Layout, Bangalore - 560 091.

2. AIMS AND OBJECTIVES

- a) To protect and promote interests and the well being of the residents of the entire area.
- b) To secure the civic amenities like light, water, security and sanitary service, roads, tree planting, in the further extension of the 8<sup>th</sup> Block of Sir M. Visvesvaraya Bangalore Development Authority Layout etc., and ensure them with proper service.
- c) To promote overall betterment of the locality with necessary personal touch with all.
- d) To organize Mahila Mandal and Youth wing under the auspices of the association by rendering necessary assistance to them pursue their interest and hobbies.
- e) To celebrate National Festivals, Anniversary of the association etc.
- f) To conduct different events for children, youths, men, women and senior citizens.
- g) To promote harmonious participation of all the members in their joyous moments or sad events.
- h) To conduct social, education, cultural and sports activities.
- i) To open free reading room and library.
- j) To make available medical facilities to poor people

The General Secretary of the Association is authorized to correspond with the registrar of Societies, Bangalore





A. V. N. N.

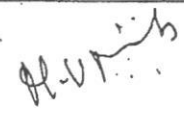
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3 FUNDS AND ASSETS OF THE SOCIETY :

- Funds that are contributed by the Founder members of the Society.
- Movable and Immovable properties that are acquired by the Society from the funds of the Society or by means voluntary transfers made by the founder members and such other persons who may be associated with the activities of the Society as its well wishers or patrons.
- The amounts that are raised by the Society by organizing certain functions which are in tune with the objectives of the Society either by inviting sponsorships from suitable and willing sponsors.
- The funds and profits, if any, or other income of the Society shall be utilized solely towards promoting the aforesaid Aims and Objectives and there shall be no payment of dividends or income or profits to members.

4. The names and addresses, ages, occupations and designations of the members of the governing body, which is called the Managing Committee, to whom the Management of affairs of the Association is entrusted are :-

Sl. No.	Name & Address	Age	Occupation	Designation	Signature
1.	Sri. Arvind Ashok, No. 72, I Main Road, Lower Palace Orchards, Sadashivanagar, Bangalore	46	Business	PRESIDENT	
2	Sri. M.V. Sreenath # 77, 'A' Gokula' 3 <sup>rd</sup> Main Road, 9 <sup>th</sup> Cross, Chamarajpet, Bangalore - 18	47	Government Service	VICE PRESIDENT	
3	Sri.M.V.Pameshwaraiah # 629, 'Sapthagiri' 40 ft Main Road, Visvesvaraya Nagara, BDA Layout further Extension, 8 <sup>th</sup> Block, Bangalore - 560 091	54	Business	GENERAL SECRETARY	
4	Sri. Ganesan .S No. 1166, 8 <sup>th</sup> Block, Sir. M. Visvesvaraya, BDA Layout Further extension, Bangalore - 560 091	45	Private Service	TREASURER	



**SIR M. VISVESVARAYA NAGARA BDA LAYOUT (FURTHER EXTENSION)  
8<sup>TH</sup> BLOCK RESIDENTS' WELFARE ASSOCIATION BANGALORE - 91**

30

639/08  
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5	Sri. Banu Prakash No. 14/123, 11 <sup>th</sup> 'A' Main, Vasanthnagar, Bangalore-560 052	40	Business	MEMBER	<i>[Signature]</i>
6	Sri. Surendra N.S No. 1158, Sir. M. Visvesvaraya Nagara BDA Layout further extension, 8th Block, Bangalore- 560 091	45	Private Service	MEMBER	<i>[Signature]</i>
7	Sri. Balakrishna Naik .M Qtrs No. 48, Type-II Block-8, Nimahns, Bangalore - 560 029	38	Government Service	MEMBER	<i>[Signature]</i>
8	Sri. Maruthi Rao No. 79, Mylar Enterprises, 11th-cross, Temple Road, Malleswaram, Bangalore - 560 003.	53	Business	MEMBER	<i>[Signature]</i>
9	Sri. H. Rangaswamy No. 1169, Sir M. Visvesvaraya Nagara BDA Layout (Further Extension) 8 <sup>th</sup> Block, Bangalore - 91	54	Government Service	MEMBER	<i>[Signature]</i>
10	Sri. B.S. Lakshmana Murthy No. 60, 9 <sup>th</sup> Cross, Magadi Road, Bangalore - 23	60	Retired Government Service	MEMBER	<i>[Signature]</i>

Bangalore

Date: 24-6-2007

*M.V.M*

N. Visvesvaraya Nagar BDA (Further Ext) 8th Block  
 Date: 25/6/07  
 Received No: 639/07/08  
 Registered  
 26/6/07

Adopted by the General body at the EGM held on 10.06.2007

*M.V.M*

6/28/07-08 6

RULES AND REGULATIONS

1. Name of the Association : Sir M. Visvesvaraya Nagara BDA Layout (Further extension) 8<sup>th</sup> Block Residents' Welfare, Bangalore - 560 091
2. Office : # 629, 'SAPTHAGIRI' 40 ft Main Road, Sri. M. Visvesvaraya Nagar Further Extension BDA Layout, Bangalore - 560 091.
3. Working Hours : Between 10 AM to 5 PM during week days and between 10 AM to 1 P.M on Sundays

4. Aims and Objectives :

The aims and objectives of the Association shall be as set out in the Memorandum of Association.

5. DEFINITIONS

In these Rules and Regulations, unless the context requires otherwise.

- a) 'Act' means the Karnataka Societies Registration Act, 1960
- b) 'Association' means Sir. M. Visvesvaraya Nagar BDA Layout (Further extension) 8<sup>th</sup> Block Residents' Welfare Association.
- c) 'Year' means the financial year ending 31<sup>st</sup> March every year.
- d) 'Committee' means the Managing Committee of the Society.
- a) 'Member' means a Member of the Society.
- b) General Body means and consists of all the existing members of the Association.

6. MEMBERSHIP

a) Eligibility :

Initially the founder members shall be the members of the Society and the Managing committee shall consist of the persons who are among the founder members. However, the Managing Committee may admit any new members from time to time taking in to the exigencies of the situations.

*M. V. V. V.*



Resident head of the family or his spouse both above the age of 18 years are eligible for the membership of the Association, family members of such house hold are Honorary members. **All members of the Association are eligible to vote and contest to managing committee, in the General Body meeting.** However, only one Regular from each family in whose name membership has been taken, or his or her spouse in case is entitled to vote in the General Body meeting. (Consider whether the portion in bold letters can be deleted)

Each member shall communicate from time to time to the Secretary, the address to which notices to him may be sent and all notices sent to such address shall be deemed to have been delivered.

**b) CESSATION OF MEMBERSHIP**

- i) If the prescribed subscription of the member or other amounts payable by the member are in arrears for more than three months without satisfactory explanation to the Gen. Secretary, his / her name will be removed and Executive Committee may reconsider his / her application for re-admission subject to all the arrears including the admission fee being paid.
- ii) The Executive committee may consider the termination of the membership of a member if he acts against the objects of the Association, or is of unsound mind.
- iii) A member may also be removed from the membership by a resolution passed by the General Body, if he is found to be guilty of misconduct by the Managing Committee, after a detailed enquiry conducted by the Managing Committee or by a committee constituted by the Managing Committee for the said purpose. Pending such an enquiry the Managing committee shall have the power of keeping such a member in suspension.
- iv) Though the membership would automatically come to an end after the death of a member, his spouse or the closest heir may be continued as the member after following the necessary formalities as prescribed by the Managing Committee.

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- v) Any member who is desirous of resigning from the membership shall give a notice in writing to the said effect atleast one week before the beginning of the next quarter and shall pay all the arrears of membership fee and other charges. The resignation shall come in to effect on such payment from the beginning of the next quarter.

#### 7. FEES PAYABLE BY MEMBERS

The fees payable at every Members shall consist of :-

Every person desiring to become the member of the Association shall pay a initial membership fee of Rs. 501/- and shall pay every year annual fee of Rs. 100/-. In addition, the members shall pay such amounts as may prescribed from time to time by the rules and regulations of the Association, or as per the resolutions of the General body that may be passed in this regard.

#### 8. GENERAL - BODY

##### Authority of the General - body

- i) The General Body shall consist of all the existing members of the Association. The ultimate authority of all matters relating to the administration of the Society and all its affairs shall vest in the General body of the Society.
- ii) The General - body shall have powers to frame subsidiary rules, which shall be termed "Bye-Laws", from time to time which shall not be inconsistent with these Rules and Regulations for the proper implementation of the Aims and Objective of the Society and these Rules and Regulations.
- iii) The following matters shall be dealt with exclusively by the General body :
  - a) Considering and passing of the Annual Accounts.
  - b) Considering and passing of the Annual budget.
  - c) Appointment of Auditors and their remunerations.
  - d) Election of the Managing Committee.
  - e) Amendment and repeal of the Rules and Regulations and Bye-laws.

9. GENERAL BODY MEETING

- a) The Committee shall call for a General - body Meeting at least once a year, within two months of the close of the financial year, or as often as found necessary. At the Annual General Meeting (AGM), the report of the Committee for previous year together with an audited copy of the Balance Sheet, Income and Expenditure account and the Auditor's report shall be submitted for approval.
- b) A Special General Body Meeting may be called by the President suomotu or at the instance of not less than 1/3<sup>rd</sup> of the number of the members of the governing body or 1/10<sup>th</sup> total number of members of the Society entitled to vote, who shall state in writing the business for which the General Body meeting is sought to be convened and after receiving such a request the President shall call for a Special General Body Meeting within 10 days from the date of the receipt of such request.
- c) Whenever a General Body meeting or a Special General Body is convened there should be a clear notice of 21 days to all the members of the Association, which shall state the business for which the meeting is convened.
- d) QUORUM :

The quorum of the General Body Meeting shall be 1/3<sup>rd</sup> of the total membership of the Association or 25 members, whichever is less. No quorum is needed for adjourned meeting (because of want of sufficient quorum) of General Body.

10. MANAGING COMMITTEE :

A Managing committee consisting of 10 members shall be elected in the General body meeting once in a year. These elected members will elect among themselves the office bearers as indicated below, who will look after the day-to-day management of the Association. If any vacancies arise during the year, these may be filled up by co-operation by the executive committee.

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S. S. Rao

- i) One President
- ii) One Vice President
- iii) One General Secretary
- iv) One Treasurer

11. POWERS AND FUNCTIONS OF MANAGING COMMITTEE :-

- a. To ensure and promote the primary aim and objectives of the Association.
- b. To publish annual report / accounts.
- c. To operate funds and manage the property of the Association and to present the duly audited account at annual General Body Meeting.
- d. To form regional centers wherever deemed fit/feasible.
- e. In the event of any office bearer laying down office for reasons, the managing committee can co-opt any members consider suitable for the office for the remaining period of the tenure or till election are held.
- f. To ensure utilization of income towards promoting the objectives of the Association.
- g. To ensure that all monetary transaction are through objectives of Association.
- h. May decide to expel a member of managing committee or a member of the Association in case any one is convicted or any criminal offence, or prove insanity or any members action in contravention to the by-laws.
- i. Managing Committee shall have power to appeals and raise fund and fulfill and formalities incumbent upon it.
- j. To accept from Government, Non-Government, Societies, banks (nationalized or co-operative) and individual grants, donations, loans, subscriptions or any property movable / immovable for furtherance of the objectives of the Association.
- k. At any meeting of the Executive Committee each member present will have one except the President who shall have in addition a casting vote. Voting may be raising hands or secret ballot.
- l. Executive Committee may appoint a committee, sub-committee with such powers as deemed fit by this body for the purpose of in commensurate with objectives. The committee, sub-committees may co-opt persons who are members of the Association.

M. V. Rao

- m. Executive committee may invite to meetings not more than two specialists/ experts who may be non-members of the Association whose presence with the deliberations is considered useful.
- n. Executive Committee shall arrange for the publication in any manner the information regarding the association and its activities, and also such journals as may be considered fit in the furtherance of its objectives.
- o. To retain appoint, promote, dismiss any employees for Managing and functioning of the Association and to regulate their terms and conditions of employment including remuneration.
- p. To make the rules and bye-laws and get approval.
- q. Any vacancy that may arise in the Executive Committee may be filled in by the remaining committee members.
- r. Any member of the Executive Committee being absent for three successive meeting without proper cause shall cease to be a member of the Executive Committee. however he / she is eligible to be re-elected.
- s. The Executive Committee is to meet every month or earlier if there is any business to consider General Secretary shall convene such meetings. the quorum for such meeting shall be one third of the members.
- t. The Executive Committee in its meeting shall consider all questions affecting business that may be of interest to the members of the Association and the committee shall inform and circulate any information which may be of use to the members.

**12. AUDITOR :**

An auditor shall be appointed annually and the remuneration shall be fixed by the members in the annual General Body Meeting.

**13. POWERS AND FUNCTIONS OF THE OFFICE BEARERS :**

**A) PRESIDENT :**

He / she shall be in over all in charge of the Association, and General Body Meeting. All the policies and programs shall be formulated and implemented only through him/ her.

*M. V. ...*

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B) VICE-PRESIDENT :

He / she shall assist president in General, in the absence of the President he / she shall assume the charge of President.

C) GENERAL SECRETARY :

- a) He / she shall call for all meeting of the General Body Meetings as and when deemed necessary and General Body Meeting and the Special General Body Meeting as per the rules with the approval of the President and maintain the minutes book and record of all proceedings of the meetings.
- b) He / she shall be the correspondent of the Association, and shall be incharge of the office with all the record of the Association.
- c) He / she shall be the custodian of all articles and belonging both movable and immovable of the Association.

D) TREASURER :

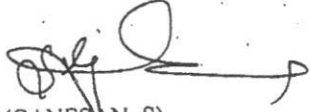
He / she shall be custodian of all the funds invested, hence, he / she shall operate the funds, however, the bank account being operated jointly with the Gen. Secretary.

1.   
(ARVIND ASHOK)

6.   
(BANU PRAKASH)

2.   
(PARAMESHWARAIYAH M.V)

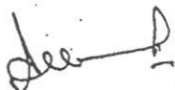
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(BALAKRISHNA NAIK .M)

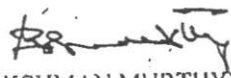
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8.   
(MARUTHI RAO)

4.   
(M.V. SREENATH)

9.   
(H. RANGASWAMY)

5.   
(SURENDRA N.S)

10.   
(B.S. LAKSHMAN MURTHY)





14. AMENDMENT TO THE MEMORANDUM OF ASSOCIATION AND RULES AND REGULATIONS.

- a. Alterations of amendment of the Memorandum of Association shall be made as per Sec. 9 of the K.S.R. Act. 1960.
- b. change of Name, rules and regulations shall be made as per Sec. 10 of the K.S.R. Act 1960.
- c. The amendments to the memorandum of association and the Rules and Regulations of the Association may be made by the General Body and the amendments can be proposed by the Managing Committee or by 1/3<sup>rd</sup> of the members of the General Body and the proposed amendments will have to be considered in the General Body constituted for the said purpose. however, no amendments to the Memorandum of Association, rules and regulations of the Association shall be made which may prove to be repugnant to the provisions of Sec. 2 (15) 11, 12, 13 and 80g of the Income Tax Act 1961 as amended from time to time. Further any amendment carried out shall be forthwith reported to the Commissioner of Income Tax.

15. ACCOUNTS :

- a. The official year of the Association shall be from 1<sup>st</sup> April to 31<sup>st</sup> March every year.
- b. The assets and liabilities and the balance sheet of the Association shall be laid before the annual General Body Meeting for confirmation.
- c. Such a balance sheet and the list of committee members shall be filed with the Registrar of Societies as per Sec. 13 of the K.S.R. Act 1960.
- d. The funds and the income of the Association shall be solely utilized for the achievement of its objective and no portion of its shall be utilized for payments to the members by way of profit, interest and dividends. The funds of the Association shall be invested in the modes specified under the provisions of Sec. 13: (1) (d) r.w.s. 11 (5) of the I.T. Act 1961 as amended from time to time.
- e. The Banking account of the accounts of the association shall be opened in the name of the association and the same shall be operated by the President / Vice president along with the Secretary / Treasurer.



**SIR M. VISVESVARAYA NAGARA BDA LAYOUT (FURTHER EXTENSION)  
8<sup>TH</sup> BLOCK RESIDENTS' WELFARE ASSOCIATION BANGALORE - 91**

20

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Sl. No.	Name & Address	Age	Occupation	Designation & Signature	Photo
1	Sri. Arvind Ashok, No. 72, I Main Road, Lower Palace Orchards, Sadashivanagar, Bangalore	46	Business	 PRESIDENT	
2	Sri. M.V. Sreenath # 77, 'A' Gokula 3 <sup>rd</sup> Main Road, 9 <sup>th</sup> Cross, Chamarajpet, Bangalore - 18	47	Government Service	 VICE PRESIDENT	
3	Sri.M.V.Parameshwaralah # 629, 'Sapthagiri' 40 ft Main Road, Visvesvaraya Nagara, BDA Layout further Extension, 8 <sup>th</sup> Block, Bangalore - 560 091	54	Business	 GENERAL SECRETARY	
4	Sri. Ganesan .S No. 1168, 8 <sup>th</sup> Block, Sir. M. Visvesvaraya, BDA Layout Further extension, Bangalore - 560 091	45	Private Service	 TREASURER	
5	Sri. Banu Prakash No. 14/123, 11 <sup>th</sup> 'A' Main, Vasanthnagar, Bangalore- 560 052	40	Business	 MEMBER	


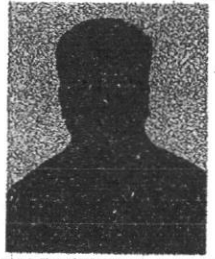
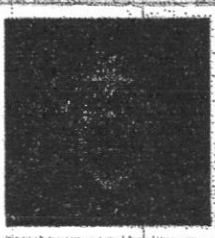


M.V. Prakash



**SIR M. VISVESVARAYA NAGARA BDA LAYOUT (FURTHER EXTENSION)  
8<sup>TH</sup> BLOCK RESIDENTS' WELFARE ASSOCIATION BANGALORE - 91**

428/07-08/16  
SIR M. VISVESVARAYA NAGARA BDA LAYOUT (FURTHER EXTENSION) 8<sup>TH</sup> BLOCK

19

6	Sri. Surendra N.S No. 1158, Sir. M. Visvesvaraya Nagara BDA Layout further extension, 8th Block, Bangalore-560 091	45	Private Service	<i>Surendra N.S</i> MEMBER	
7	Sri. Balakrishna Naik .M Qtrs No. 48, Type-II Block-8, Nimahns, Bangalore - 560 029	38	Government Service	<i>Balakrishna Naik</i> MEMBER	
8	Sri. Maruthi Rao No. 79, Mylar Enterprises, 11th cross, Temple Road, Mallaswaram, Bangalore - 560 003	53	Business	<i>Maruthi Rao</i> MEMBER	
9	Sri. H. Rangaswamy No. 1169, Sir M. Visvesvaraya Nagara BDA Layout (Further Extension) 8 <sup>th</sup> Block, Bangalore - 91.	54	Government Service	<i>H. Rangaswamy</i> MEMBER	
10	Sri. B.S. Lakshmana Murthy No. 60, 9 <sup>th</sup> Cross, Magadi Road, Bangalore - 23	60	Retired Government Service	<i>B.S. Lakshmana Murthy</i> MEMBER	

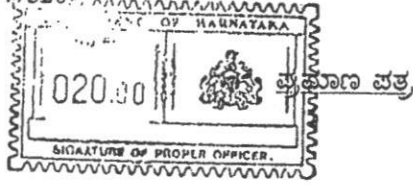
*H. V. R. M.*

438607 of 17  
E. dora

Dr. M. Vithalshya was RDA (Furter Govt)

Address: E. C. ...  
25/6/09  
A. 38/09-08  
Registered  
26/6/09

E. dora.



ಟಿ. ಸಂಪಂಗಿರಾಮ್  
ಪ್ರ. ನಂ.  
ಉಚ್ಚಸ್ಥಾನದ ಗಾಂಧಿನಗರ  
ಉಪನೋದಯಾಧಿಕಾರಿ ಕಛೇರಿ  
ಬೆಂಗಳೂರು - 560 009.

ಈ ಸಂಘದ ಶ್ರೀಯುಕ್ತಾಚಾರ್ಯರು M. U. ವಿಶ್ವವಿದ್ಯಾಲಯದ ನಾನು ಸಂಘಗಳ  
ನೋಂದಣಾಧಿಕಾರಿಗಳು, ಬೆಂಗಳೂರು ನಗರ ಜಿಲ್ಲೆ, ಬೆಂಗಳೂರು ಇವರಿಗೆ ಬರೆದುಕೊಟ್ಟ ಪ್ರಮಾಣ ಪತ್ರ.

ಈ ಪ್ರಮಾಣ ಪತ್ರದ ಮೂಲಕ ಪ್ರಮಾಣೀಕರಿಸುವುದೇನೆಂದರೆ ಮೇಲ್ಕಂಡ ವಿಳಾಸದಲ್ಲಿ ಸ್ಥಾಪಿತವಾಗಿರುವ  
ಸಂಘವು

ಈ ಸಂಘದ ಹೆಸರಿನಲ್ಲಿ ಬೆಂಗಳೂರು ನಗರ ಜಿಲ್ಲೆಯಲ್ಲಿ ಬೇರೆ ಯಾವುದೇ ಸಂಘವು  
ನೋಂದಣೆಯಾಗಿರುವುದಿಲ್ಲವೆಂದು ಮತ್ತು ಈ ಸಂಘದ ಹೆಸರಿನ ಬೇರಾವುದೇ ಸಂಘವು ಬೆಂಗಳೂರು ನಗರ ಜಿಲ್ಲೆ  
ಯಲ್ಲಿ ನೋಂದಣೆಯಾಗಿರುವುದು ಕಂಡು ಬಂದಲ್ಲಿ ಈ ಸಂಘದ ನೋಂದಣೆಯನ್ನು ರದ್ದುಪಡಿಸಬಹುದೆಂದು ಒಪ್ಪಿ  
ಬರೆದುಕೊಟ್ಟ ಪ್ರಮಾಣ ಪತ್ರ.

ಸಂಘದ ನೋಂದಣೆಯ ನಂತರ ಪ್ರತಿ ವರ್ಷವು ಸಂಘಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ವಾರ್ಷಿಕ ಸಭೆಯ ದಾಖ  
ಲಾತಿಗಳನ್ನು ತಪ್ಪದ ತಮ್ಮ ಕಛೇರಿಗೆ ಹಾಜರುಪಡಿಸಿಕೊಂಡು ಬರುತ್ತೇನೆಂದು ಹಾಗೂ ನಾವು ಕರ್ನಾಟಕ ಸಂಘಗಳ  
ನೋಂದಣೆ ಕಾಯಿದೆ 1960ರ ಅನ್ವಯ ನಿಯಮಗಳಿಗೆ ಬದ್ಧರಾಗಿರುತ್ತೇವೆಂದು ಈ ಮೂಲಕ  
ಪ್ರಮಾಣೀಕರಿಸುತ್ತೇನೆ.

ಈ ಸಂಘದ ಸದರಿ ಬೈಲಾದಲ್ಲಿ ನಮೂದಿಸಿರುವಂತೆ ಸಂಘದ ಹೆಸರು, ವಿಳಾಸ ಮತ್ತು ಸದಸ್ಯರುಗಳ  
ಹೆಸರು, ವಿಳಾಸ ಸತ್ಯವಾಗಿದ್ದು, ಅದರಲ್ಲಿ ಮಾಡಿರುವ ಸದಸ್ಯರುಗಳ ಸಹಿಯು ನನ್ನ ಸಮ್ಮುಖದಲ್ಲಿ ಹಾಕಿದ್ದು,  
ಅವುಗಳು ಯಾವುದೇ ರೀತಿಯಲ್ಲಿ ಕಾನೂನು ಬಾಹಿರವಾಗಿರುವುದಿಲ್ಲವೆಂದು ಮತ್ತು ಮುಂದೆಯು ಸಹ ಈ  
ಸಹಿಗಳನ್ನು ಗುರುತಿಸಲು ನಾನು ಬದ್ಧನಾಗಿರುತ್ತೇನೆಂದು ಈ ಮೂಲಕ ಪ್ರಮಾಣೀಕರಿಸುತ್ತೇನೆ.

ಮೇಲ್ಕಂಡ ಎಲ್ಲಾ ಅಂಶಗಳು ಸತ್ಯವಾಗಿದ್ದು, ಅದರಲ್ಲಿ ಯಾವುದೇ ವಿಷಯವನ್ನು  
ಗೌಪ್ಯವಾಗಿಟ್ಟಿರುವುದಿಲ್ಲವೆಂದು ಈ ಮೂಲಕ ಪ್ರಮಾಣೀಕರಿಸುತ್ತೇನೆ.



ಪ್ರಮಾಣೀಕರಿಸಿದರು.  
ನನ್ನ ಮುಂದೆ ಪ್ರಮಾಣೀಕರಿಸಿರುತ್ತಾರೆ.  
**SWORN TO BEFORE ME**

H.V. MOHAN, B.A., LL.B.  
NOTARY PUBLIC, GOVT. OF INDIA  
@ 1032, 11 Main, M.E. Layout  
Bijayanagar, BANGALORE-560 060

ಗುರುತಿಸಿದರು:  
R. NARENDRA, M.A., BEd., LLB.  
ADVOCATE

No. 15, 5th Cross, Azadnagar,  
GREATER BENGALURU-560 018



10241-2

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IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24<sup>TH</sup> DAY OF AUGUST, 2021

BEFORE

THE HON' BLE MR. JUSTICE S.G. PANDIT

WRIT PETITION No.10241/2019 (BDA)

BETWEEN:

SIR M VISHVESWARAIAH LAYOUT  
WELFARE ASSOCIATION., REDG.,  
NO.536, 3<sup>RD</sup> BLOCK  
SRI M VISHVESHWARAIAH  
LAYOUT, ULLAL MAIN ROAD  
BANGALORE-560110  
REP. BY ITS SECRETARY  
SRI RANGEGOWDA.

...PETITIONER

(BY SRI M SREENIVASA, ADV.)

AND:

1. THE STATE OF KARNATAKA  
DEPARTEMNT OF HOUSING AND  
URBAN DEVELOPMENT  
VIKASA SOUDHA  
DR. B.R.AMBEDKAR ROAD  
BENGALURU-560001  
REPRESENTED BY ITS  
PRINCIPAL SECRETARY.

2. THE BANGALORE DEVELOPMENT AUTHORITY  
T CHOWDAIAH ROAD  
KUMARA PARK WEST  
BANGALORE-560020  
REP. BY ITS COMMISSIONER.

3. THE SIR M VISHWESHWARAIAH BDA LAYOUT  
8<sup>TH</sup> BLOCK RESIDENT WELFARE  
ASSOCIATION (REGD).,  
# 629, SAPTHAGIRI , 40 FEET MAIN ROAD  
SIR M VISHWESHWARAIAH NAGAR FURTHER  
EXTENSION BDA LAYOUT, (8<sup>TH</sup> BLOCK)  
BANGALORE-560091  
REPRESENTED BY ITS PRESIDENT  
MR. ARAVIND ASHOK.

...RESPONDENTS

(BY SMT. M.C.NAGASHREE, AGA FOR R1  
SMT. M.R. VANAJA, ADV. FOR R2  
SRI N JAGADISH BALIGA, ADV. FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO CALL FOR THE ENTIRE RECORDS FROM THE R-2, WHICH ULTIMATELY RESULTED IN PASSING THE RESOLUTION ANNEXURE-A DATED 15.12.2018 IN SUBJECT NO.32/2018 IN SO FAR AS IT RELATES TO ITEM NO.9, ALLOTING THE CA SITE BEARING NO. 10A, PURSUANT TO THE ADVERTISEMENT ISSUED IN FAVOUR OF THE R-3 AND ETC.

THIS PETITION COMING ON FOR PRELIMINARY HEARING 'B' GROUP **THROUGH VIDEO CONFERENCE** THIS DAY, THE COURT MADE THE FOLLOWING:-

### ORDER

The petitioner, a registered Association is before this Court under Article 226 of the Constitution of India questioning the correctness and legality of the resolution Annexure-A dated 15.12.2018 in Subject No.32/2018 insofar as it relates to Item No.9 allotting

C.A. Site bearing No.10A in favour of respondent No.3 and for a writ of mandamus directing the respondent-BDA to follow Rule 7 of BDA (Allotment of Civil Amenity Site) Rules 1989 (for short 'the 1989 Rules').

2. Heard Sri M. Srinivasa, learned counsel for the petitioner, Smt.M.C. Nagashree, learned Additional Government Advocate for 1<sup>st</sup> respondent, Smt. Vanaja, learned counsel for the 2<sup>nd</sup> respondent, and Sri N. Jagadish Baliga, learned counsel for 3<sup>rd</sup> respondent. Perused the entire writ petition papers.

3. Learned counsel for the petitioner would submit that both the petitioner as well as 3<sup>rd</sup> respondent had made application to the 2<sup>nd</sup> respondent-BDA for allotment of sites in pursuance to notification dated 08.12.2017 (Annexure-E). The 2<sup>nd</sup> respondent-BDA by its resolution dated 25.09.2018 allotted Civic Amenity site in favour of the 3<sup>rd</sup> respondent herein. The said allotment of Civic Amenity site was the subject matter of

writ petition before this Court in W.P.No.48202/2018 disposed of 06.12.2018.

4. Sri M. Srinivasa, learned counsel for the petitioner contends that this Court while setting aside the allotment of Civic Amenity Site made in favour of the 3<sup>rd</sup> respondent had specifically directed the 2<sup>nd</sup> respondent-BDA to bunch all the applications on the basis of merit keeping in view the rule position. It is his contention that the 2<sup>nd</sup> respondent-BDA failed to follow the direction issued by this Court as well as it had failed to follow Rule 7 of 1989 Rules. The learned counsel would contend that 2<sup>nd</sup> respondent-BDA without comparing the merit of the petitioner as well as the 3<sup>rd</sup> respondent in a mechanical manner passed the resolution to allot the civic amenity site in favour of the 3<sup>rd</sup> respondent. He submits that respondent-BDA ought to have examined the financial position, audit report and other relevant factors relating to the petitioner as well as 3<sup>rd</sup> respondent. Mere stating in the resolution that all the applications are considered would not be sufficient or it

would not be in compliance of Rule 7 of 1989 Rules. Learned counsel would invite attention of this Court to Rule 7 (1) (a) to (f) and submits that 2<sup>nd</sup> respondent-BDA is required to examine the criteria laid down therein. Failure to consider this criteria has resulted in miscarriage of justice. Thus he prays for quashing the resolution and to direct the respondent-BDA to consider afresh all the applications pending as on the date of 06.02.2018 pursuant to notification dated 08.12.2017 (Annexure-F).

5. Per contra, Smt. Vanaja, learned counsel for the 2<sup>nd</sup> respondent-BDA submits that 2<sup>nd</sup> respondent-BDA considering all the applications as required under Rule 7 of the 1989 Rules, allotment has been made to 3<sup>rd</sup> respondent. Further he submits that resolution itself states that all the applications were considered.

6. Sri. Jagadish Baliga, learned counsel would submit that pursuant to allotment of Civic Amenity site, the 3<sup>rd</sup> respondent has paid the entire amount demanded and submits that BDA on consideration of all the applications has allotted the Civic Amenity site in favour of 3<sup>rd</sup> respondent. As such he prays for dismissal of the writ petition.

7. On hearing the learned counsel for the parties and on perusal of the writ petition papers, the only point which arises for consideration in this writ petition is as to whether respondent No.2/BDA while allotting civic amenity site to 3<sup>rd</sup> respondent complied Rule 7 of 1989 Rules as well as direction issued by this Court in W.P.No.48202/2018 dated 06.12.2018.

8. Answer to the above point would be in the negative for the following reasons:

Both the petitioner and respondent No.3 had made applications for allotment of civic amenity site in pursuance of the notification dated 08.12.2017



(Annexure-E) in respect of civic amenity site No.10A of Sir.M.Visveswaraiah Layout, 2<sup>nd</sup> Block. The second respondent/BDA initially resolved to allot the civic amenity site in question in favour of 3<sup>rd</sup> respondent by its resolution dated 25.09.2018. The said resolution was the subject matter of the writ petition before this Court in W.P.No.48202/2018 disposed of on 06.12.2018. This Court, while disposing of the writ petition at paragraph 8 has observed as follows:

*"8. As observed by this Court in the above decision, the B.D.A. ought to have bunched all applications for consideration on the basis of comparative merits keeping in view the Rule position. This exercise having not been done, the impugned allotment made in favour of 3<sup>rd</sup> respondent-Society is liable to be set at naught so that all the applications as on 06.02.2018 i.e., the earlier Resolution at Annexure-B was made, are all bunched and thereafter considered with their comparative merits, afresh."*

In the above said order by the Co-ordinate Bench of this Court, reliance was placed on a decision of this Court

reported in (1999)6 Kar.L.J 101 in the case of **VINEETH EDUCATION SOCIETY (R) BANGALORE v/s BANGALORE DEVELOPMENT AUTHORITY, BANGALORE AND ANOTHER.**

9. A reading of the above order of this Court makes it clear that this Court had directed the second respondent/BDA specifically to bunch all the applications for consideration on the basis of comparative merit keeping in view Rule Position.

Rule 7 of 1989 Rules reads as follows:

**7. Principles of selection of Institutions for leasing out Civic Amenity Sites:**

(1) The Authority shall consider the case of each institution on its merits and shall have special regard to the following principles in making the selection:-

(a) The Objectives and activities of the institution and public cause served by it since its establishment.

(b) The financial position of the institution;

(c) The present location of the institution;

(d) The benefit likely to accrue to the general public of the locality by allotment of the civic amenity site;

(e) The bonafide and genuineness of the institution as made out in the annual reports, audit report etc.;

(f) The need of the civic amenity site by the institution for providing the civic amenity in question.

(2) For the purpose of sub-rule(1), the authority may constitute a separate committee to be called "Civic Amenity Site Allotment Committee" consisting of three official members and three non-official members. The Chairman of the Authority shall be the Chairman of the Authority shall be the Chairman of the Civic Amenity site Allotment Committee.

(3) Subject to the approval of the authority, the decision of the Civic Amenity Site Allotment Committee shall be final".

The above ruling requires the BDA to consider the criteria stated therein while selecting an Institution for allotment of civic amenity site. The criteria required to be examined are: The objectives and activities of the

Institution and public cause served by it since its establishment; financial position of the Institution; the present location of the Institution; the benefit likely to accrue to the general public of the locality by allotment of civic amenity site; the bonafide and genuineness of the Institution; and the need of the civic amenity site by the Institution for providing civic amenity in question. This Court had made it clear that BDA shall bunch all applications for consideration and to consider the same on the basis of comparative merits keeping in view the Rule position.

10. A perusal of the impugned resolution would not disclose consideration of applications on the basis of comparative merit. Mere stating that all the applications are considered would not be sufficient nor would comply the requirement of Rule 7 of 1989 Rules as well as direction of this Court in the earlier proceedings. Relevant portion of the resolution reads as follows:

“ಮಾನ್ಯ ಉಚ್ಚ ನ್ಯಾಯಾಲಯವು ರಿಟ್ ಅರ್ಜಿ ಸಂಖ್ಯೆ 48202/18 ರಲ್ಲಿ ದಿನಾಂಕ 25-9-2018 ರಂದು ನಾಗರಿಕ ಸೌಲಭ್ಯ ನಿವೇಶನ ಹಂಚಿಕೆ ಸಮಿತಿ ಸಭೆಯ ತೀರ್ಮಾನವನ್ನು ಅನೂರ್ಜಿತಗೊಳಿಸಿ ದಿನಾಂಕ 6-12-2018 ರ ಅಂತ್ಯಕ್ಕೆ ಬಾಕಿಯಿರುವ ಎಲ್ಲಾ ಅರ್ಜಿಗಳನ್ನು ಪಟ್ಟಿ ಮಾಡಿ ನಿಯಮ 7ರಡಿಯಲ್ಲಿ ಕಲ್ಪಿಸಲಾಗಿರುವ ಅವಕಾಶದಂತೆ ಹೊಸದಾಗಿ ಪರಿಶೀಲಿಸುವಂತೆ ಮಾಡಿರುವ ಆದೇಶವನ್ನು ಸಭೆಯು ಗಮನಿಸಿತು. ಮಾನ್ಯ ಉಚ್ಚ ನ್ಯಾಯಾಲಯದ ಆದೇಶದಂತೆ ಎಲ್ಲಾ ಅರ್ಜಿಗಳನ್ನು ಕೂಲಂಕುಷವಾಗಿ ಮತ್ತೊಮ್ಮೆ ಪರಿಶೀಲಿಸಿದ ನಂತರ, ನಿಯಮ 7ರಡಿಯಲ್ಲಿ ಕಲ್ಪಿಸಲಾಗಿರುವ ಅವಕಾಶದಂತೆ ಸರ್ ಎಂ ವಿಶ್ವೇಶ್ವರಯ್ಯ ಬಡಾವಣೆ 2ನೇ ಬ್ಲಾಕ್‌ನಲ್ಲಿನ 6,007.73 ಚ ಮೀ ವಿಸ್ತೀರ್ಣದ ಸಿ ಎ ನಿವೇಶನ ಸಂಖ್ಯೆ 10/ಎ ಅನ್ನು ಸರ್ ಎಂ ವಿಶ್ವೇಶ್ವರಯ್ಯನಗರ ಮುಂದುವರೆದ ಬಡಾವಣೆ 8ನೇ ಬ್ಲಾಕ್ ನಿವಾಸಿಗಳ ಕ್ಷೇಮಾಭಿವೃದ್ಧಿ ಸಂಘದವರ ಪರವಾಗಿ ಚಾಲ್ತಿಯಲ್ಲಿರುವ ನಾಗರಿಕ ಸೌಲಭ್ಯ ನಿವೇಶನ ಹಂಚಿಕೆ ದರವನ್ನು ವಿಧಿಸಿ 30 ವರ್ಷಗಳ ಗುತ್ತಿಗೆ ಆಧಾರದ ಮೇಲೆ ಸಾಮಾಜಿಕ ಮತ್ತು ಸಾಂಸ್ಕೃತಿಕ ಚಟುವಟಿಕೆಗಳನ್ನು ನಡೆಸುವ ಉದ್ದೇಶಕ್ಕಾಗಿ ಹಂಚಿಕೆ ಮಾಡಲು ನಿರ್ಣಯಿಸಲಾಯಿತು.”

11. A careful reading of the above resolution would indicate as to how casually the second respondent/BDA has passed the resolution ignoring Rule Position as well as direction of this Court. To the statement of objection, Annexure-R1/Chart is enclosed giving

particulars of the applicants who had applied to the Civic Amenity site in question, which is said to have been considered by the BDA in the meeting in question. The resolution would not remotely suggest consideration of all applications on comparative merit, or it would not disclose the merit or reason on which the BDA allotted Civic Amenity site in favour of respondent No.3. Thus, viewed from any angle, the impugned resolution would not stand to reasons and the same is contrary to Rule 7 of 1989 Rules. Hence, the following order:

(a) A writ of certiorari is issued quashing the resolution dated 15.12.2018 insofar as Sl.No.9, subject No.32/18 in respect of civic amenity site No.10A of Sir M.Visveswaraiah Layout, 2<sup>nd</sup> Block.

(b) The second respondent/BDA is directed to reconsider all applications received in pursuance of notification dated 08.12.2017 (Annexure-E) in respect of civic amenity site No.10A of Sir M.Visveswaraiah Layout, 2<sup>nd</sup> Block on comparative merit and



in accordance with Rule 7 of 1989 Rules, within a period of three months from the date of receipt of a copy of this Court.

(c) This is a fit case, where the second respondent/BDA is liable to pay cost of Rs.25,000/- to the petitioner for ignoring direction of this Court while passing the impugned resolution dated 15.12.2018.

With the above, the writ petition is allowed.

**SD/-  
JUDGE**

NG\* mpk/-\*  
CT:bms

ಕರ್ನಾಟಕ ಸರ್ಕಾರ  
ಸಹಕಾರ ಇಲಾಖೆ

ಸಹಕಾರ ಸಂಘಗಳ ಉಪ ನಿಬಂಧಕರು ಹಾಗೂ ಸಂಘಗಳ ಜಿಲ್ಲಾ ನೋಂದಣಾಧಿಕಾರಿಗಳ ಕಛೇರಿ  
ಬೆಂಗಳೂರು ನಗರ ಜಿಲ್ಲೆ, ಸಹಕಾರ ಸೌಧ, 3ನೇ ಮಹಡಿ, 3ನೇ ಮುಖ್ಯ ರಸ್ತೆ, 8ನೇ ಅಡ್ಡ ರಸ್ತೆ, ಮಲ್ಲೇಶ್ವರಂ,  
ಬೆಂಗಳೂರು-560 003.

ಡಿಆರ್‌ಬಿ-4/ಎಸ್‌ಒಆರ್/330ನೇ ನಿಯಮ/01/2023-24

ದಿನಾಂಕ:17-02-2024

-: ನೋಟೀಸು :-

ವಿಷಯ: ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ ಬಡಿಎ ಲೇಔಟ್ 8ನೇ ಬ್ಲಾಕ್, ರೆಸಿಡೆಂಟ್ ವೆಲ್‌ಫೇರ್ ಅಸೋಸಿಯೇಷನ್., ಬೆಂಗಳೂರು ಈ ಸಂಘವು ಸಾರ್ವಜನಿಕರಿಂದ ಸದಸ್ಯತ್ವಕ್ಕಾಗಿ ಹಣ ಪಡೆದು ಹಿಂದಿರುಗಿಸದಿರುವ ಬಗ್ಗೆ. ಮಾನ್ಯ ಕಾರ್ಯದರ್ಶಿಯವರು, ಕರ್ನಾಟಕ ವಿಧಾನ ಪರಿಷತ್, ಇವರ ಪತ್ರ ಸಂಖ್ಯೆ: ಕವಿಪ:ಪ್ರಶಾ/78/152ನೇಅ/ನಿ-330/ 2024, ದಿನಾಂಕ: 16-02-2024.

<><><>

ಮೆಲ್ಲಂಡ ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ, ಮಾನ್ಯ ವಿಧಾನ ಪರಿಷತ್ ಸದಸ್ಯರಾದ ಶ್ರೀ ಸಿ.ಪಿ.ಯೋಗೇಶ್ವರ ಇವರು 330ನೇ ನಿಯಮದ ಮೇರೆಗೆ ಸೂಚನೆಯನ್ವಯ ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ ಬಡಿಎ ಲೇಔಟ್ 8ನೇ ಬ್ಲಾಕ್, ರೆಸಿಡೆಂಟ್ ವೆಲ್‌ಫೇರ್ ಅಸೋಸಿಯೇಷನ್ (ರಿ) ಈ ಸಂಘವು ಸಾರ್ವಜನಿಕರಿಂದ ಸದಸ್ಯತ್ವಕ್ಕಾಗಿ ಈ ಹಿಂದೆ ಪಡೆದಿದ್ದ ಹಣವನ್ನು ಇಲ್ಲಯವರೆಗೂ ಹಿಂದಿರುಗಿಸಿಲ್ಲದಿರುವ ಬಗ್ಗೆ ಸೂಚನೆಯಲ್ಲಿ ಉತ್ತರವನ್ನು ಕೋರಿರುತ್ತಾರೆ. ನೀವು ಸಾರ್ವಜನಿಕರಿಂದ ಸದಸ್ಯತ್ವಕ್ಕಾಗಿ ಹಿಂದೆ ಪಡೆದಿದ್ದ ಹಣವನ್ನು ಇಲ್ಲಯವರೆಗೂ ಹಿಂದಿರುಗಿಸಿಲ್ಲದಿರುವ ಬಗ್ಗೆ ಅತಿ ವಿವರಣೆಯನ್ನು ಸಂಬಂಧಪಟ್ಟ ದಾಖಲೆಗಳೊಂದಿಗೆ ದಿನಾಂಕ: 01-03-2024 ರಂದು ಮಧ್ಯಾಹ್ನ 3.00 ಗಂಟೆಗೆ ನಿಗದಿಪಡಿಸಿರುವ ವಿಚಾರಣೆಗೆ ಋದ್ದು ಹಾಜರಾಗಿ ಸಲ್ಲಿಸಲು ಸೂಚಿಸಿದೆ. ತಪ್ಪಿದ್ದಲ್ಲಿ ಈ ಬಗ್ಗೆ ನಿಮ್ಮ ಹೇಳಿಕೆ ಏನು ಇಲ್ಲವೆಂದು ಪರಿಗಣಿಸಿ ನಿಯಮಾನುಸಾರ ಸೂಕ್ತ ಕ್ರಮವಿಡಲಾಗುವುದೆಂದು ತಿಳಿಯತಕ್ಕದ್ದು.

ಈ ನೋಟೀಸನ್ನು ನನ್ನ ಸ್ವಸಹಿ ಮತ್ತು ಕಛೇರಿ ಮೊಹರಿನೊಂದಿಗೆ ದಿನಾಂಕ: 17-02-2024 ರಂದು ಹೊರಡಿಸಿದೆ.

(ಶಿಶಿಧರ ಪಿ)

ಸಂಘಗಳ ಜಿಲ್ಲಾ ನೋಂದಣಾಧಿಕಾರಿಗಳು  
4ನೇ ವಲಯ, ಬೆಂಗಳೂರು ನಗರ ಜಿಲ್ಲೆ  
ಸಂಘಗಳ ಜಿಲ್ಲಾ ನೋಂದಣಾಧಿಕಾರಿಗಳು  
ಬೆಂಗಳೂರು ನಗರ ಜಿಲ್ಲೆ

ಗೆ,  
ಅಧ್ಯಕ್ಷರು/ಕಾರ್ಯದರ್ಶಿ  
ಸರ್ ಎಂ.ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ ನಗರ ಬಡಿಎ ಲೇಔಟ್  
8ನೇ ಬ್ಲಾಕ್ ರೆಸಿಡೆಂಟ್ ವೆಲ್‌ಫೇರ್ ಅಸೋಸಿಯೇಷನ್.,  
ನಂ.603, ಕುವೆಂಪು ಮುಖ್ಯರಸ್ತೆ, ಸರ್.ಎಂ. ವಿಶ್ವೇಶ್ವರಯ್ಯ ನಗರ  
8ನೇ ಬ್ಲಾಕ್, ಬೆಂಗಳೂರು-560 091.