IN THE HIGH COURT OF KARNATAKA,

DHARWAD BENCH

DATED THIS THE 6TH DAY OF FEBRUARY, 2025

BEFORE

THE HON'BLE MS. JUSTICE J.M.KHAZI

CRIMINAL PETITION NO.103752 OF 2023

(482(Cr.PC)/528(BNSS))

BETWEEN:

1. PRASAD
   S/O GOVINDARAO M R
   AGE: 73 YEARS
   OCC: BUSINESS
   R/O. KANNAYYA RESIDENCY 30, 4TH MAIN
   ROAD, KHB COLONY, BASAVESHWAR NAGAR
   BANGALORE – 590 001.

2. GIRIDHAR
   S/O BALAKRISHNA KATHARE
   AGE: 62 YEARS, OCC: BUSINESS,
   R/O. FLAT NO. 16, KCN MANSON
   YAMUNABAI ROAD, MADHAV NAGAR,
   BANGALORE – 590 001.

Digitally signed by SHIVALEELA DATTATRAYA UDAGI
Location: HIGH COURT OF KARNATAKA

3. SHREENIVAS REDDY
   AGE: 54 YEARS, OCC: BUSINESS,
   R/O H.NO. 105, IRISH TOWER SUPREME APT
   VARMA LAYOUT, SWAMI VIVEKANAND NAGAR,
   BANGALORE – 590 001.

4. KRISHNA
   S/O GANAPATI VALVEKAR
   AGE: 54 YEARS,

OCC. BUSINESS
R/O. G K W NIWAS MAVUR ROAD,
PATTEMELLA CALICUT
KOZHIKODE, KERALA

5. VISHNU PATIL
AGE: 56 YEARS,
OCC: MARKETING
R/O. PLOT NO.307, ROSHAN RNCLAVE
DESHPANDE NAGAR, HUBBALLI.

6. MOTILAL
S/O BALAKRISHNA KATHARE
AGE: 72 YEARS,
OCC: BUSINESS
R/O. FLAT NO. 202, GOLD CAST TOWER
SOMESHWAR WADI PUNE
STATE MAHARASHTRA

7. CHANNAABASAPPA R H
AGE: 85 YEARS,
OCC: ACCOUNTANT
R/O NO.119, 4TH A CROSS, 19TH MAIN,
1ST N BLOCK RAJAJI BANGALORE

…PETITIONERS

(BY SRI. PRASHANT F. GOUDAR, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
(HUBBALLI TOWN POLICE STATION, HUBBALLI)
R/BY STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA DHARWAD BENCH
DHARWAD - 580 011.

2. SRIDHAR KATHARE
AGE: 68 YEARS,
OCC: SECRETARY
M/S. KARNATAKA AGRICULTURE
FOUNDATION,
R/O. H.NO.2041,
HIGH POINT PALACE ROAD,
BANGALORE – 560 001.

…RESPONDENTS

(BY SRI. ABHISHEKH MALIPATIL, HCGP FOR R1;
SRI M. DEVARAJA, ADV. FOR R2)

THIS CRIMINAL PETITION IS FILED UNDER SECTION 482 OF CODE OF CRIMINAL PROCEDURE 1973, SEEKING TO QUASH THE ENTIRE CRIMINAL PROCEEDINGS AGAINST THE PRESENT PETITIONERS WHO ARE ARRAYED AS ACCUSED NO.1 TO 3 AND 5 TO 7 AND 13 IN CC NO.3430/2023 (HUBBALLI TOWN P.S. CRIME NO.18/2022) PENDING ON THE FILE OF JMFC I COURT HUBBALLI FOR THE OFFENCE PUNISHABLE UNDER FOR THE ALLEGED OFFENCES PUNISHABLE U/S 120(B), 419, 463, 464, 465, 468, 471, 201, 204 R/W SECTION 34 OF IPC, TO MEET THE ENDS OF JUSTICE.

THIS PETITION, COMING ON FOR ADMISSION, THIS DAY, THE COURT MADE THE FOLLOWING:

CORAM: THE HON'BLE MS. JUSTICE J.M.KHAZI

ORAL ORDER

(PER: THE HON'BLE MS. JUSTICE J.M.KHAZI)

Learned counsel for the petitioners is absent.

Learned High Court Government Pleader for respondent No.1-State and learned counsel for respondent No.2 are present through video conferencing.

Sri.Ajay Kumar A.K., learned counsel seeks short accommodation on behalf of Sri.Prashant F. Goudar, for petitioners.

It is submitted by learned counsel for respondent No.2 that intentionally petitioners are dragging on matter by taking adjournment and the Trial Court is not proceeding with the case on the ground that the petition for quashing is pending and the petitioners have also taken permanent exemption.

This matter is of the year 2023. It appears the intention of the petitioners only to drag on the matter.

Hence, prayer rejected. Petition is dismissed for non-prosecution.

Sd/-
(J.M.KHAZI)
JUDGE

SDU
LIST NO.: 19 SL NO.: 3
CT: NI