IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 11TH DAY OF JUNE, 2025

BEFORE

THE HON'BLE MR. JUSTICE V. SRISHANANDA

CRIMINAL PETITION NO.200584/2025

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

BETWEEN:

1. PAMPANNA S/O SHANKAR RATHOD,
AGE: 38 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

2. NARSINGH S/O SHANKAR RATHOD,
AGE: 35 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

3. SHANKAR S/O HOBU RATHOD,
AGE: 65 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

4. RAMU S/O SHANKAR RATHOD,
AGE: 27 YEARS, OCC: AGRICULTURE,

Digitally signed by SUMITRA SHERIGAR
Location: HIGH COURT OF KARNATAKA

R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

5. PREM S/O SHANKAR RATHOD,
AGE: 35 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

6. LAXMAN S/O SHANKAR RATHOD,
AGE: 27 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

7. KIRAN @ KIRANKUMAR
S/O SHANKAR RATHOD,
AGE: 23 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA
OF GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

8. KASTURI D/O LALU RATHOD,
AGE: 35 YEARS, OCC: HOUSEHOLD,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

9. CHANDU S/O BHOJU RATHOD,
AGE: 60 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223

10. HEERU S/O KASNU RATHOD,
AGE: 23 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

11. VINODKUMAR @ VINOD
S/O HEERU RATHOD,
AGE: 32 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223..

12. LALU S/O KUBU PAWAR,
AGE: 38 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

13. KISHAN S/O CHANDRU RATHOD,
AGE: 26 YEARS, OCC: AGRICULTURE,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

…PETITIONERS

(BY SRI RAJESH DODDAMANI, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
THROUGH GOGI POLICE STATION,
YADGIRI DISTRICT,
NOW REPRESENTED BY ADDITIONAL SPP,
HIGH COURT OF KARNATAKA,
KALABURAGI BENCH-585103.

2. SMT LAXMIBAI W/O KHEMMU RATHOD,
AGE:50 YEARS, OCC: COOLIE WORK,
R/O. RAMANAYAK THANDA OF
GOGI(K) VILLAGE,
TQ. SHAHAPUR,
DIST. YADGIR-585223.

…RESPONDENTS

(BY SMT. ARATI PATIL, HCGP, FOR R1;
SRI RAMCHANDRA K., ADVOCATE, FOR R2)

THIS CRIMINAL PETITION IS FILED UNDER SECTION 528 OF BNSS, 2023, PRAYING TO QUASH THE ORDER OF TAKING COGNIZANCE DATED 09.11.2021 PASSED BY THE DISTRICT AND SESSIONS JUDGE, YADGIRI, IN S.C. NO.106/2021 FOR THE OFFENCES PUNISHABLE UNDER SECTIONS 143, 147, 341, 323, 504, 506, 304 R/W. SECTION 149 OF INDIAN PENAL CODE, NOW PENDING ON THE FILE OF THE DISTRICT AND SESSIONS JUDGE, YADGIRI (ARISING OUT CRIME NO.02/2021 OF GOGI POLICE STATION) CONSEQUENTLY QUASH THE CHARGE-SHEET INSOFAR AS PETITIONERS/ACCUSED NOS.1 TO 13 (AS PER CHARGE-SHEET) ARE CONCERNED.

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

CORAM: HON'BLE MR. JUSTICE V. SRISHANANDA

ORAL ORDER

(PER: HON'BLE MR. JUSTICE V. SRISHANANDA)

1. Learned counsel for the petitioners has filed a memo seeking withdrawal of the petition, reserving liberty as prayed in the memo.

2. The memo reads as under:

"In the above case, counsel for the petitioners most humbly submit that the petitioners may kindly be permitted to withdraw the present petition and liberty may kindly be reserved to the petitioners to approach the trial Court and file an application for discharge.

Hence the petition may kindly be dismissed as withdrawn and liberty may kindly be reserved to file discharge application before the trial court."

3. Placing the memo on record, the petition is dismissed as withdrawn, with liberty as prayed for.

Sd/-
(V SRISHANANDA)
JUDGE

SBS
List No.: 1 Sl No.: 42