IN THE HIGH COURT OF KARNATAKA,

KALABURAGI BENCH

DATED THIS THE 22ND DAY OF JANUARY, 2025

BEFORE

THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

CRIMINAL PETITION NO.200043 OF 2025

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

C/W

CRIMINAL PETITION NO.200914 OF 2024

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

IN CRL.P.NO.200043/2025:

BETWEEN:

SRI SANJEEV KUMAR DAYANAND,
AGED ABOUT 56 YEARS,
S/O LATE GUNDAPPA DAYANAND,
R/AT. 1923, 4TH MAIN ROAD,
RPC LAYOUT, VIJAYANAGAR,
BANGALORE - 560040

Digitally signed by SHILPA R TENIHALLI
Location: HIGH COURT OF KARNATAKA

...PETITIONER

(BY SRI SHASHIDHAR G., ADVOCATE)

AND:

1. STATE BY CEN CRIME POLICE STATION,
   KALABURAGI DIST,
   KALABURAGI- 585102.
   REPT. BY
   ADDL. SPP HIGH COURT KALABURAGI DIST,
   KALABURAGI–585102.

2. SRI AMBRISH S/O SIDRAMAPPA BIRBITTE,
   AGED ABOUT 35 YEARS,

R/AT. MILL PLOT NO.57,
KIADB, 2ND PHASE, HUMNABAD ROAD,
KALABURAGI-585102

…RESPONDENTS

(BY SMT. ANITA M. REDDY HCGP FOR R1)

THIS CRL.P IS FILED U/S.482 OF CR.P.C.(OLD) U/SEC 528 OF BNSS, PRAYING TO, A) TO QUASH THE FIR AND FURTHER PROCEEDINGS THE FIR REGISTERED IN CR. NO.03/2024 KALABURAGI CITY CEN CRIME P.S FOR THE OFFENCES PUNISHABLE UNDER SECTION 120B, 406, 419, 420, 465, 468, 471 R/W 149 OF INDIAN PENAL CODE OF 1ST RESPONDENT POLICE WHICH IS PENDING ON THE FILE OF THE I ADDITIONAL CIVIL JUDGE (JR.DN) AND JMFC COURT KALABURAGI DISTRICT. B) AND TO PASS SUCH OTHER ORDER/S AS THIS HON'BLE COURT MAY DEEMS FIT TO GRANT IN THE CIRCUMSTANCES OF THE CASE.

IN CRL.P.NO.200914/2024:

BETWEEN:

1. MR. NAMDEO LAXMAN KARKARE
   @ BISHAP KARKARE,
   S/O LAXMAN GUNDAPPA KARKARE,
   AGED ABOUT 75 YEARS,
   R/O. NO 19-04-647/2 PLOT NO 109,
   YELALING COLONY, NAUBAD, BIDAR 585401.

2. MR. SEBASTIAN RAVIKUMAR,
   S/O RAJAPPA GERSHEM,
   AGED ABOUT 52 YEARS,
   R/O. INDIRANAGAR METHODIST CHURCH,
   13TH MAIN, 100 FT ROAD HAL 2ND STAGE,
   INDIRANAGAR, BENGALURU-560008.

…PETITIONERS

(BY SRI SHAFIULLA BAIG, ADVOCATE)

AND:

1. STATE OF KARNATAKA
   BY THE SHO
   KALABURAGI CITY CEN CRIME POLICE STATION
   KALABURAGI,
   REP. BY THE ADDITIONAL STATE PUBLIC
   PROSECUTOR,
   HIGH COURT BUILDING ANNEXE,
   HIGH COURT OF KARNATAKA,
   KALABURAGI-585107.

2. SRI AMBRISH S/O SIDRAMAPPA BIRBITTE,
   AGED ABOUT 35 YEARS,
   R/AT. PLOT NO 57 KIADB 2ND PHASE,
   KAPANOOR INDUSTRIAL AREA,
   HUMNABAD ROAD, KALABURAGI-585102.

…RESPONDENTS

(BY SMT. ANITA M. REDDY HCGP FOR R1)

THIS CRL.P IS FILED U/S.482 OF CR.P.C. PRAYING TO A) QUASH THE FIR IN CRIME NO.0003/2024, REGISTERED BY THE KALABURGI CITY CEN CRIME POLICE STATION FOR THE OFFENCE PUNISHABLE UNDER SECTIONS 120B, 149, 406, 419, 420, 465, 468 AND 471 OF THE INDIAN PENAL CODE, WHICH IS PENDING ON THE FILE OF THE HON'BLE I ADDITIONAL CIVIL JUDGE (J.D.) AND JMFC, KALABURGI. B) PASS SUCH OTHER ORDER/S AS THIS HON'BLE COURT DEEMS FIT TO IN THE FACTS AND CIRCUMSTANCES OF THE CASE.

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

CORAM: HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

ORAL ORDER

(PER: HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY)

Learned counsel for the petitioners submit that the petitions may be dismissed as withdrawn with liberty to the petitioners to assail the final report, if the same is adverse to their interest.

Submission is placed on record.

Petitions are dismissed as withdrawn with liberty as prayed for.

All contentions urged in these petitions are left open.

Sd/-
(S.VISHWAJITH SHETTY)
JUDGE

SRT
List No.: 1 Sl No.: 17
CT:PK