IN THE HIGH COURT OF KARNATAKA,

KALABURAGI BENCH

DATED THIS THE 6TH DAY OF FEBRUARY, 2025

BEFORE

THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

CRIMINAL PETITION NO. 201102 OF 2024

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

BETWEEN:

1. SMT. MANJULA
   W/O KALLAYA SWAMY
   AGED ABOUT 49 YEARS, OCC: HOUSE WIFE,
   R/O. H.NO.4-6-106/1 RAMBAGH,
   ATTAPUR VILLAGE, RAJENDRANAGAR MANDAL,
   RANGA REDDY DISTRICT,
   TELANGANA STATE-500048.

2. DIVYA PRABHA SWAMY
   D/O KALLAYA SWAMY,
   AGED ABOUT 49 YEARS, OCC: HOUSE WIFE,
   R/O. H.NO.4-6-106/1 RAMBAGH,
   ATTAPUR VILLAGE, RAJENDRANAGAR MANDAL,
   RANGA REDDY DISTRICT,
   TELANGANA STATE-500048.

3. ABHISHEK SWAMY
   D/O SHADAKSHARI,
   AGED ABOUT 30 YEARS, OCC: BUSINESS,
   R/O. BASWANAGAR COLONY BIDAR-585401.

...PETITIONERS

(BY SRI VEERSHETTY MALIPATIL, ADVOCATE)

Digitally signed by SHIVAKUMAR HIREMATH
Location: HIGH COURT OF KARNATAKA

AND:

1. THE STATE THROUGH GANDHI GUNJ
POLICE STATION, TQ. BIDAR, DIST. BIDAR,
REP. BY HCGP HIGH COURT BUILDING,
HIGH COURT OF KARNATAKA AT,
KALABURAGI-585401.

2. MR. KASHINATH S/O RAMSHETTY BELDALE,
AGED ABOUT 73 YEARS, OCC: RETIRED SERVANT,
R/O. NANDI COLONY, KEB ROAD, BIDAR,
KARNATAKA.

…RESPONDENT

(BY SMT. MAYA T.R., HCGP FOR R1
SRI SANJAY A. PATIL, ADVOCATE FOR R2)

THIS CRL.P IS FILED U/S.482 OF CR.P.C. (OLD), U/SEC. 528 OF BNSS (NEW), PRAYING TO QUASH THE CRIME NO. 116/2024 REGISTERED BY THE GANDHI GUNJ POLICE STATION, BIDAR KARNATAKA, FOR THE ALLEGED OFFENCES PUNISHABLE UNDER SECTIONS UNDER SECTION 329(3), 324(5) AND 352, 190 BSN 2023 PENDING ON THE FILE OF LEARNED PRINCIPAL 2ND JMFC COURT, BIDAR.

THIS PETITION, COMING ON FOR ADMISSION, 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)

1. Learned counsel for the petitioners submits that, petition may be dismissed as not pressed at this stage with liberty to the petitioners to participate in the enquiry

proceedings before the Investigating Officer and if need be approach this Court afresh in the event final report is filed adverse to the interest of the petitioners.

2. His submission is placed on record.

3. Petition is dismissed as not pressed with liberty as prayed for.

4. All contentions urged in the petition are left open.

Sd/-
(S.VISHWAJITH SHETTY)
JUDGE

DHA
List No.: 1 Sl No.: 30