



CNR: KAHC010076492023

NC: 2026:KHC:49855
CRL.P No. 2082 of 2023

IN THE HIGH COURT OF KARNATAKA AT BENGALURU
DATED THIS THE 11TH DAY OF SEPTEMBER, 2026
BEFORE
THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY
CRIMINAL PETITION NO. 2082 OF 2023

BETWEEN:

MS. DISHA SHETTY
D/O SRI ASHOK ANAND SHETTY
AGED ABOUT 29 YEARS
RESIDING AT PATEL HOUSE
MOLAHALLI VILLAGE
MOLAHALLI POST
KUNDAPURA TALUK
UDUPI DISTRICT - 576 222.

...PETITIONER

(BY SRI S. SHAKER SHETTY, ADV.)

AND:

1. STATE OF KARNATAKA
BY SUBRAMANYANAGAR
POLICE STATION, REPRESENTED BY
THE PUBLIC PROSECUTOR
BENGALURU - 560 001.
2. MRS. ASHWINI
W/O SRI RAJESH RAJAGHATTA
AGED 30 YEARS
3778/A, 2ND MAIN, 15TH CROSS
B BLOCK, GAYATHRINAGAR
BENGALURU - 560 010.

...RESPONDENTS

(BY SRI RAHUL RAI K, HCGP FOR R-1;
R-2 SERVED AND UNREPRESENTED)

THIS CRL.P IS FILED U/S 482 OF CR.P.C. PRAYING TO QUASH
THE FIR IN CR.NO.105/2016 REGISTERED BY SUBRAMANYANAGAR
POLICE STATION AND QUASH THE CHARGE SHEET IN
CR.NO.105/2016 REGISTERED BY SUBRAMANYANAGAR POLICE
STATION.

Digitally
signed by
NANDINI M S
Location:
HIGH COURT
OF
KARNATAKA



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

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

1. Accused no.5 is before this Court in this petition filed under Section 482 of Cr.PC seeking for the following reliefs:

"(a) Quash the FIR in crime No.0105/2026 registered by Subramanyanagar police station offences under section 498(A), 354(A)(2), 370, 504, 506 R/W of 34 IPC and section 3 and 4 of DP Act 1961.

(b) Quash the charge sheet in crime no.0105/2016 registered by Subramanyanagar police station offences under section 498(A), 504, 506, 370, 354(A) R/W of 34 IPC and section 3 and 4 of DP Act 1961.

(c) Quash the proceedings in S.C. No.400/2020 pending on the file of the Learned XLV Additional City Civil and Session Judge, at Bengaluru; and

(d) Grant such other order or orders as may be deemed necessary in teh facts and circumstances of the case."

2. Heard the learned Counsel for the petitioner and the learned HCGP for respondent no.1. Respondent no.2 who is served in the matter, has remained unrepresented before this Court.



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3. Learned Counsel for the petitioner submits that the dispute between husband and wife has been settled in the present case and based on the said settlement, the impugned proceedings as against accused nos.1 to 3 has been quashed by this Court in Crl.P.No.247/2022.

4. The order passed by the coordinate bench of this Court in Crl.P.No.247/2022 disposed of on 20.04.2022 is produced along with this petition vide Annexure-D. In paragraph 2 to 4 of the said order, it is observed as under:

"2. During the pendency of these proceedings, it transpires that the parties to the lis have entered into a settlement and have filed an application seeking compounding of the offences so alleged against the petitioners. The affidavit reads as follows:

"2. I submit that due to misunderstand I have filed the complainant before the 1st Respondent/police under section 498(a), 504, 506 Read with section 34 of Indian Penal Code, in C.R.No.0105/2016, where by the 7th Additional Chief Metropolitan Magistrate at Bangalore City has taken the cognizance and Registered the case



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against the Petitioners in C.C.No.27217/2016 and after committal matter referred to the Principal City Civil and Sessions Judge at Bangalore in S.C.No.62/2018 for the offence against the petitioner in Section 498(a), 504, 506, 370, 354(a) Read with section 34 of IPC and 3 and 4 of DP against the Petitioners."

3. *The affidavit narrates that the husband and the wife have entered into settlement and the marriage is dissolved in M.C.No.4449/2018. The said settlement also narrates about pendency of these impugned proceedings.*

4. *In the light of application for compounding being filed along with the affidavit and offences not being against the State, I deem it appropriate to accept the compounding application and terminate the proceedings against the petitioners in the subject petition."*

5. In view of the aforesaid, I am of the opinion that the prayer made by the petitioner is also required to be granted. Accordingly, the following order:

6. Petition is allowed. The entire proceedings in S.C.No.400/2020 pending before the Court of XLV Addl. City



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Civil & Sessions Judge, Bengaluru, arising out of Crime No.105/2016 registered by Subramanyanagar Police Station, Bengaluru City, for the offences punishable under Sections 498A, 504, 506, 370, 354A read with 34 IPC and Sections 3 & 4 of Dowry Prohibition Act, 1961, is quashed as against the petitioner herein.

**Sd/-
(S VISHWAJITH SHETTY)
JUDGE**

KK