



CNR: KAHC010152272019

NC: 2026:KHC:48858
CRL.P No. 3905 of 2019

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 9TH DAY OF SEPTEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE H.P.SANDESH

CRIMINAL PETITION NO.3905 OF 2019

BETWEEN:

1. SRI. D. MANJUNATH @ MANJUNATH BABU,
S/O. D. NARAYANASWAMY,
AGED ABOUT 37 YEARS,
R/AT AMANIKERE ACHUKATTU,
GANDHINAGARA,
KOLAR CITY-563101.

...PETITIONER

(BY SRI. NARASIMHA MURTHY G.V., ADVOCATE)

AND:

1. SMT. S. SHOBHA,
W/O. D.MANJUNATH @ MANJUNATH BABU,
AGED ABOUT 23 YEARS,
VIJAYAPURA TOWN,
DEVANAHALLI TALUK,
BENGALURU RURAL DISTRICT-563312.
2. STATE BY WOMEN POLICE STATION, KOLAR,
REPRESENTED BY STATE PUBLIC PROSECUTOR,
HIGH COURT BUILDING,
HIGH COURT OF KARNATAKA,
BENGALURU-560 001.

...RESPONDENTS

(BY SRI. M. MUNIKRISHNA, ADVOCATE FOR R1 – ABSENT;
SRI. M. DIVAKAR MADDUR, HCGP FOR R2)

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by DEVIKA M
Location: HIGH
COURT OF
KARNATAKA



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THIS CRIMINAL PETITION IS FILED UNDER SECTION 482 OF CR.P.C PRAYING TO QUASH THE PENDING PROCEEDINGS IN C.C.NO.243/2019 WHICH IS PENDING BEFORE THE PRL. SENIOR CIVIL JUDGE AND CJM AT KOLAR, TAKING COGNIZANCE UNDER SECTION 498A OF IPC AND UNDER SECTIONS 3 AND 4 OF DOWRY PROHIBITION ACT.

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

CORAM: HON'BLE MR. JUSTICE H.P.SANDESH

ORAL ORDER

Heard the learned counsel for the petitioner and the learned High Court Government Pleader appearing for respondent No.2/State. The learned counsel for respondent No.1/complainant is absent.

2. This petition is filed for quashing the proceedings in C.C.No.243/2019, on the file of the Principal Senior Civil Judge and CJM at Kolar, for the offences punishable under Section 498A of IPC and Sections 3 and 4 of the Dowry Prohibition Act. Based on the complaint, the police have registered the case and investigated the matter and filed the charge-sheet invoking the said offences. The column No.17 of the



charge-sheet discloses regarding accusation made against the accused.

3. The learned counsel for the petitioner brought to the notice of this Court the complaint, wherein an allegation is made with regard to receiving the money, demand made and also subsequent demand. But in the charge-sheet, an allegation is made with regard to the demand of additional amount and both are contradictory to each other. It is a false case foisted against the petitioner only with an intention to wreck vengeance against the petitioner for personal grudge in view of the relationship between the husband and wife is strained and hence, it is a case for quashing the proceedings, since there is an abuse of process.

4. Per contra, the learned High Court Government Pleader appearing for respondent No.2/State would contend that during the course of investigation, recorded the statements of CW2 father of the complainant, CW3



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mother of the complainant, senior uncle of the complainant and junior uncle of the complainant as CW4 and CW5 and so also the persons who were present at the time of marriage talk as well as who conducted the panchayath were also cited as CW6 to CW9 and hence, it is a matter of trial.

5. Having taken note of the accusation made in the charge-sheet as well as the contents of the complaint and also the statement recorded by the Investigating Officer during the course of investigation, when the complainant was examined and cited as CW1 and the parents and the senior uncle and junior uncle were cited as CW2 to CW5 and also the witnesses who were present in the panchayath also cited as CW6 to CW9, the said statements cannot be considered in the proceedings under Section 482 of Cr.P.C and the disputed question of fact and law has to be considered only during the course of trial. When such being the case, I do not find any ground to entertain the petition filed under Section 482 of Cr.P.C.



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and scope of Section 482 of Cr.P.C. is very limited and hence, not a case for quashing the proceedings.

6. In view of the discussions made above, I pass the following:

ORDER

The petition is dismissed.

**Sd/-
(H.P.SANDESH)
JUDGE**

MD
List No.: 1 Sl No.: 17