



CNR: KAHC010438782023

NC: 2026:KHC:49854
CRL.P No. 8149 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. 8149 OF 2023

BETWEEN:

SRI MUJAHID UR REHAMAN
S/O UBED UR REHAMAN
AGED ABOUT 33 YEARS
EARLIER R/O BEHIND BHARATH
PETROL BUNK, NEHRU NAGARA
HASSAN - 573 115
PRESENTLY R/A NO.294
BEHIND VIJAYANAGAR PARK
VIJAYANAGAR II STAGE
HASSAN CITY, HASSAN DISTRICT - 573 201.

...PETITIONER

(BY SRI GOPALAKRISHNAMURTHY C, ADV.)

AND:

1. STATE BY HASSAN WOMEN P.S.
R/B ITS SPP, HIGH COURT COMPLEX
BENGALURU - 560 001.
2. SMT. NOOR FHATIMA
W/O SRI. MUJAHID UR REHAMAN
AGED ABOUT 24 YEARS
3RD CROSS, ADHARSH NAGAR
HASSAN, HASSAN TALUK
AND DISTRICT - 573 201.

...RESPONDENTS

(BY SRI CHANNAPPA ERAPPA, HCGP FOR R-1;
SMT. RAJANI PRAKASH BELLUBBI, ADV., FOR R-2)

THIS CRL.P IS FILED U/S 482 CR.PC PRAYING TO QUASH THE
ENTIRE PROCEEDINGS IN C.C.NO.2862/2023 REGISTERED BY
RESPONDENT NO.1 (HASSAN WOMEN P.S) FOR THE OFFENCE P/U/S
498A,323,504,307 OF IPC AND SEC.3,4 OF D.P ACT DATED
16.04.2023 PENDING ON THE FILE OF THE VII ADDL.CIVIL JUDGE

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



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AND J.M.F.C AT HASSAN VIDE ANNEXURE-D AGAINST THE PETITIONER BY ALLOWING THE PETITION.

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.1 is before this Court in this petition filed under Section 482 of Cr.PC with a prayer to quash the entire proceedings in CC.No.2862/2023 pending before the Court of VII Addl. Civil Judge & JMFC, Hassan, arising out of Crime No.29/2023 registered by Hassan Women Police Station, Hassan, for the offences punishable under Sections 498A, 323, 504, 307 IPC and Sections 3 & 4 of Dowry Prohibition Act, 1961.

2. Heard the learned Counsel for the parties.

3. Learned Counsel for the petitioner and the learned Counsel for respondent no.2 jointly submit that the dispute between the parties who are husband and wife has been amicably settled and reported before the Court of I Addl. Prl. Judge, Family Court, Hassan, in Crl. Misc. No.63/2025.



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4. In the compromise petition that was filed before the Family Court, the parties have undertaken to withdraw the present criminal case. In terms of the settlement arrived between the parties which was reported before the Family Court, a Demand Draft of Rs.1,20,000/- is paid by the petitioner to respondent no.2 and the receipt of the same is duly acknowledged by respondent no.2 who is present in person before the Court.

5. The parties who are present before the Court in person are identified by their respective learned Advocates. The joint affidavit filed by petitioner and respondent no.2 along with documents is taken on record. In paragraph 1 to 4 of the joint affidavit, it is stated as under:

"1. It is submitted that both the petitioner and the respondent No.2 have settled the dispute amicably before the Hon'ble 1st Addl. Prl. Judge Family Court, Hassan in Crl.Misc.No.63/2025 as per the terms of mediation agreement entered between the parties dated:29-08-2026 kindly read the same as part and parcel of this affidavit along with joint mediation agreement which is annexed along with this joint affidavit.



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2. It is further submitted that the petitioner/Accused and the Respondent No.2 were the husband and wife and both of them have decided to withdraw the allegations against each other as per the terms of the joint mediation agreement and they have decided to settle the above criminal case since the Respondent No.2 do not wish to continue the litigation.

3. It is further submitted that in view of the settlement/as per the terms of compromise, between the parties respondent No.2 agreed to withdraw the case filed in Crl.Misc.No.6/2024 and 431/2026 are pending on the file of VI Addl.Civil Judge and JMFC, Hassan and also agreed to give consent to quash the Proceedings in C.C.No.2862/2023 for the offences punishable under Section 498A,323,504,307 of IPC and S.3,4 of The Dowry Prohibition Act, 1961 pending on the file of The VII Addl.Civil Judge & JMFC, Hassan.

4. It is further submitted that both petitioner and Respondent No.2 have settled the above case without any influence or coercion etc., and after careful reading of this joint memo/affidavit have affixed their signature with free consent."



6. The Hon'ble Supreme Court in the case of **RAMGOPAL AND ANOTHER Vs. STATE OF MADHYA PRADESH -2021 SCC ONLINE SC 834**, has held that notwithstanding the limitations provided under Section 320 of Cr.P.C,, this Court can exercise its powers under Section 482 of Cr.P.C, and can quash criminal proceedings, registered even for non-compoundable offences depending upon the gravity, nature of the offence and also the nature of settlement arrived between the parties.

7. In the present case, the dispute is between the family members and the same is now settled inter se and the parties have decided to give a quietus to the dispute inter se between them. Under the circumstances, I am of the opinion that, this is a fit case wherein this Court is required to exercise its jurisdiction under Section 482 of Cr.PC, in order to secure the ends of justice. Accordingly, the following order:

8. Criminal petition is allowed. The entire proceedings in CC.No.2862/2023 pending before the Court of VII Addl. Civil Judge & JMFC, Hassan, arising out of Crime No.29/2023 registered by Hassan Women Police Station, Hassan, for the offences punishable under Sections 498A, 323, 504, 307 IPC



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and Sections 3 & 4 of Dowry Prohibition Act, 1961, is quashed,
as against the petitioner.

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

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