HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 9TH DAY OF JUNE, 2025

BEFORE

THE HON'BLE MR JUSTICE S.R.KRISHNA KUMAR

CRIMINAL PETITION NO.2745 OF 2025
(482(Cr.PC) / 528(BNSS))

BETWEEN:

1. RAVI KUMAR C.P.
S/O.LATE PUTTANNA C.M.
AGED ABOUT 58 YEARS
R/AT 2ND STAGE
DHONIKHANA
GANDHINAGARA
CHIKMAGALUR TOWN
CHIKMAGALURU DISTIRCT-577 101

AS PER AADHAR CARD
DR.RAVI KUMAR C.P.
S/O.LATE PUTTANNA C.M.
AGED ABOUT 58 YEARS
R/AT 10/1, RAVINIKETHANA
2ND MAIN, DHINIKHANA RIGHT SIDE
CHIKMAGALUR TOWN
CHIKMAGALUR-577 101

2. CHANDRAMUKI
W/O.LATE PUTTANNA C.M.
AGED ABOUT 76 YEARS
R/AT 2ND STAGE
DHONIKHANA, GANDHINAGAR
CHIKMAGALUR TOWN
CHIKMAGALUR DISTRICT-577 101

AS PER AADHAR CARD
SMT.CHANDRAMUKHI P.
W/O.LATE PUTTANNA C.M.
AGED ABOUT 76 YEARS
R/AT 10/1, RAVINIKETHANA

Digitally signed by NARAYANA UMA
Location: HIGH COURT OF KARNATAKA

2ND MAIN, DHONIKHANA RIGHT SIDE
CHIKMAGALUR TOWN
CHIKMAGALUR-577 101

…PETITIONERS

(BY SRI PRATHEEP K.C., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY
CHIKKAMAGALURU WOMEN
POLICE STATION
CHIKKAMAGLAURU DISTRICT
REP. BY ITS
STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BENGALURU-560 001

2. VINUTHARANI S.
W/O.RAVI KUMAR C.P.
(NOW DIVORCED)
AGED ABOUT 48 YEARS
R/AT 2ND STAGE, DHONIKHANA
GANDHINAGARA
CHIKMAGALUR TOWN
CHIKMAGALUR DISTRICT-01

… RESPONDENTS

(BY SRI CHANNAPPA ERAPPA, HCGP FOR R-1;
R-2 IS SERVED)

THIS CRIMINAL PETITION IS FILED UNDER SECTION 482 OF CR.PC. (FILED UNDER SECTION 528 BNSS) PRAYING TO QUASH THE FIR IN CRIME NO.127/2024 FOR THE OFFENCES PUNISHABLE UNDER SECTIONS 85, 115(2), 123, 127(4), 351(2), 352 AND 3(5) OF BNS 2023 BY CHIKKAMAGALURU WOMEN POLICE, PENDING ON THE FILE OF II ADDITIONAL SENIOR CIVIL JUDGE AND JMFC, CHIKKAMAGALURU.

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

CORAM: HON'BLE MR JUSTICE S.R.KRISHNA KUMAR

ORAL ORDER

Heard learned counsel for petitioners and learned High Court Government Pleader for respondent No.1. Respondent No.2 is served and unrepresented.

2. A perusal of the material on record would indicate that petitioner No.1-Ravi Kumar C.P. is none other than the ex husband of respondent No.2-*de facto* complainant, who filed a complaint on 11.12.2024, which is registered as an FIR in Crime No.127/2024 against the petitioner-accused No.1 and his mother-accused No.2 for the offences punishable under Sections 85, 115(2), 123, 127(4), 351(2), 352, 3(5) of BNS, 2023.

3. It is an undisputed fact, which is borne out from the material on record that even prior to respondent No.1 filing the impugned complaint, the Principal Judge, Family Court, Chikkamagaluru had passed a decree for divorce dated 25.04.2024 in MC.No.221/2023 in favour of

petitioner No.1-husband against respondent No.2-*de facto* complainant and thereby clearly indicating that the impugned complaint is nothing but a counter blast by the ex wife of petitioner No.1, which deserves to be quashed.

4. In the result, I pass the following:

ORDER

i) The petition is hereby ***allowed;***

ii) The impugned proceedings in FIR in Crime No.127/2024 registered by Chikkamagaluru Women Police Station, on the file of II Additional Senior Civil Judge and JMFC, Chikkamagaluru, *qua* the petitioners are hereby quashed.

Sd/-
(S.R.KRISHNA KUMAR)
JUDGE

LB
List No.: 1 Sl No.: 40