HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF JUNE, 2025

BEFORE

THE HON'BLE MR JUSTICE SHIVASHANKAR AMARANNAVAR

CRIMINAL REVISION PETITION NO. 1030 OF 2022

BETWEEN:

M.CHANDRASHEKAR
S/O LATE MAHADEV,
AGED 45 YEARS,
R/O NO.90/2, 8TH CROSS,
2ND MAIN ROAD, VITTALNAGAR,
MYSORE ROAD,
BANGALORE-560 026.

AND ALSO PROPRIETOR OF
M/S. SANDEEP TRADERS,
NO.515, 3RD MAIN ROAD,
NEW THARAGUPET,
BANGALORE-560 007.

...PETITIONER

(BY SRI. DEEPAK B.R., ADVOCATE)

Digitally signed by LAKSHMI T
Location: High Court of Karnataka

AND:

M/S. SIVAHARSHA CHITS PVT LIMITED
1ST FLOOR, BHARATH COMPLEX,
NO.175, A.S. CHAR STREET,
BANGALORE-560 053.

...RESPONDENT

(BY SRI. ANANTHANARAYANA B.N., ADVOCATE)

THIS CRL.RP FILED U/S.397 R/W 401 CR.P.C PRAYING TO SET ASIDE THE AFORESAID IMPUGNED JUDGMENT DATED 30.06.2022 PASSED IN CRL.APPEAL.NO.1949/2019 WHICH IS AT DOCUMENT NO.1, PASSED BY THE LIX ADDITIONAL CITY CIVIL AND SESSIONS JUDGE (CCH-60) AT BENGALURU AND TO ACQUIT THE REVISION PETITION FROM THE ALLEGED CRIMINAL CHARGES OF SECTION 138 AND 142 OF THE N.I. ACT LEVELLED AGAINST HIM.

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

CORAM: HON'BLE MR JUSTICE SHIVASHANKAR AMARANNAVAR

ORAL ORDER

Learned counsel for the petitioner is absent.

2. This Court on 04.04.2025 has passed the following order:

> *"There is no representation for petitioner.*
>
> *Learned counsel for the respondent is present and submits that petitioner has not complied the order dated 01.10.2024.*
>
> *If the condition precedent for suspension of sentence is not complied with, respondent/complainant is at liberty to proceed against the petitioner/accused before the trial Court.*

Office is directed to send copy of this order to the trial Court through email.

Issue bailable warrant against the petitioner for sum of Rs.25,000/-, returnable by 05.06.2025."

3. Pursuant to the above order, bailable warrant has been issued to the petitioner. Even inspite of execution of bailable warrant, the petitioner and his counsel are not present. It appears that the petitioner is not interested to prosecute the petition. Hence, petition is **dismissed for non-prosecution**.

Sd/-
(SHIVASHANKAR AMARANNAVAR)
JUDGE

HB
List No.: 1 Sl No.: 37
CT:ar