HC-KAR
NC: 2026:KHC:60027
CRL.P No. 1160 of 2024
CNR: KAHC010062322024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE RAJESH RAI K

CRIMINAL PETITION NO.1160 OF 2024

BETWEEN:

VASANTHI H.G.,
DAUGHTER OF BASAVARAJAPPA,
AGED 35 YEARS,
RESIDENT OF NO.1632/1,
MANOJ COMPLEX,
HAGGEDIBBA CIRCLE,
DAVANAGERE TOWN,
DAVANAGERE,
PIN CODE 577001.

...PETITIONER

(BY SRI. MOHAN KUMAR H.G., ADVOCATE)

Digitally signed by PANKAJA S
Location: HIGH COURT OF KARNATAKA

AND:

1. THE STATE OF KARNATAKA
THROUGH GANDHI NAGAR POLICE STATION,
DAVANAGERE DISTRICT,
REPRESENTED BY
STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA,
BENGALURU, PINCODE 560 001.

2. SMT. RENUKADEVI G
WIFE OF MURUGESH T.M.,
AGED ABOUT 37 YEARS,

REDIENT OF DOOR NO.217,
A BLOCK, SOG COLONY,
INDUSTRIAL AREA,
DAVANAGERE CITY,
DAVANAGERE, PIN CODE 577 001.

…RESPONDENTS

(BY SRI.MAHESHA P., HCGP FOR R-1;
R-2 SD BUT UNREPRESENTED)

THIS CRL.P IS FILED U/S.482 OF CR.P.C PRAYING TO QUASH THE IMPUGNED PROCEEDINGS INITIATED IN CR.NO.88/2022 AND C.C.NO.7797/2022 REGISTERED FOR THE OFFENCE P/U/S 332, 353, 355, 504, 506 OF IPC ON THE FILE OF IV ADDITIONAL CIVIL JUDGE AND J.M.F.C., DAVANAGERE REGISTERED BY THE 1ST RESPONDENT POLICE.

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

CORAM: HON'BLE MR. JUSTICE RAJESH RAI K

ORAL ORDER

This petition is filed under Section 482 of Cr.P.C. to quash the proceedings in C.C.No.7797/2022, arising out of Crime No.88/2022 dated 16.08.2022, filed by the Gandhi Nagar Police Station, Davanagere, against the petitioner for the offences punishable under Sections 353, 506, 504, 355 and 332 of IPC

pending on the file of IV Addl. Civil Judge and JMFC, Court, Davanagere.

2. The brief facts of the case are that respondent No.2 lodged the complaint before respondent No.1-Police on 16.08.2022, alleging that she and the petitioner were colleagues working together at the Primary Health Centre, Davanagere, for about three years prior to lodging of the complaint. It is alleged that, on 12.08.2022, a dispute arose between the petitioner and respondent No.2 regarding transfer and allotment of duties. In that regard, at about 3:50 p.m. to 4:00 p.m., the petitioner questioned respondent No.2 and assaulted her with a head guard and stones. Due to the alleged assault, respondent No.2 sustained severe injuries and was admitted to C.G. Hospital, Davanagere.

3. Thereafter, respondent No.2 lodged a complaint before respondent No.1-Police on 16.08.2022. Based on the said complaint, FIR came to be registered in Crime No.88/2022 dated 16.08.2022 for the aforementioned offences. Subsequently, respondent No.1-Police conducted an

investigation and filed the charge sheet against the petitioner. The learned Magistrate, thereafter, took cognizance of the alleged offences. Aggrieved by the same, the petitioner has preferred this petition.

4. Learned counsel for the petitioner submits that no such incident, as alleged by respondent No.2, had occurred on 12.08.2022. He contends that both the petitioner and respondent No.2 are colleagues and that, due to vengeance, respondent No.2 has falsely implicated the petitioner by lodging the present complaint. He further submits that, on the alleged date and time of the incident, the petitioner was not present at the spot. Accordingly, he prays to allow the petition.

5. The prayer is opposed by learned HCGP on the ground that respondent No.1-Police have already completed the investigation and filed the charge sheet against the petitioner. He further submits that, due to the assault allegedly committed by the petitioner, respondent No.2 sustained injuries and was treated at C.G. Hospital, Davanagere. The wound certificate also corroborates the allegations made in the complaint. Hence,

he contends that the matter requires consideration and accordingly prays to dismiss the petition.

6. I have given my anxious consideration both on the submission and perused the materials on record.

7. As could be gathered from the records, the complaint averments disclose that, due to the alleged assault by the petitioner, respondent No.2-complainant sustained injuries on her head and other parts of the body. Immediately after the incident, she was admitted to the Primary Health Centre, and subsequently, respondent No.1-Police recorded her statement on 16.08.2022. Further, CWs.9 and 10 are stated to be eyewitnesses to the incident. The wound certificate also discloses that respondent No.2 had sustained injuries, which *prima facie* corroborate the allegations made in the complaint. In such circumstances, the material collected during the investigation, including the statements of the eyewitnesses and the medical evidence, requires detailed consideration during trial. At this stage, no grounds are made out to quash the proceedings initiated against the petitioner.

Accordingly, the petition, lacks merits and the same is ***dismissed***.

SD/-
(RAJESH RAI K)
JUDGE

GPG
List No.: 1 Sl No.: 4