HC-KAR

NC: 2026:KHC:65191
CRL.P No. 1221 of 2024

CNR: KAHC010073022024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE RAJESH RAI K

CRIMINAL PETITION NO.1221 OF 2024

BETWEEN:

1. SHARATH KUMAR K
S/O SRI. ASHOK KUMAR,
AGED ABOUT 40 YEARS,
RESIDING AT NO.105,
SRIRAMA KUTIRA, 7TH CROSS,
SAI CHITHRA MODEL TOWN,
HAROHALLI, YELAHANKA,
BENGALURU - 560 064.

2. SRI. ASHOK KUMAR K
S/O RAMACHANDRA RAO,
AGED ABOUT 70 YEARS,
RESIDING AT NO.105,
SRIRAMA KUTIRA, 7TH CROSS,
SAI CHITHRA MODEL TOWN,
HAROHALLI, YELAHANKA,
BENGALURU - 560 064.

Digitally signed by PANKAJA S
Location: HIGH COURT OF KARNATAKA

3. SMT. RAMA K
W/O ASHOK KUMAR K,
AGED ABOUT 63 YEARS,
RESIDING AT NO.105,
SRIRAMA KUTIRA, 7TH CROSS,
SAI CHITHRA MODEL TOWN,
HAROHALLI, YELAHANKA,
BENGALURU - 560 064.

...PETITIONERS

(BY SRI. GIRISH N, ADVOCATE)

AND:

1. STATE OF KARNATAKA
   BY YELAHANKA NEW TOWN,
   POLICE STATION,
   BENGALURU CITY,
   REPRESENTED BY
   STATE PUBLIC PROSECUTOR,
   HIGH COURT BUILDING,
   BENGALURU - 560 001.

2. SMT. SHWETHASHRI B.C.
   W/O SHARATH KUMAR K,
   AGED ABOUT 37 YEARS,
   RESIDING AT NO.1187,
   HIG, 9TH CROSS,
   YELAHANKA NEW TOWN,
   BENGALURU-560064.

…RESPONDENTS

(BY SRI. MAHESHA P, HCGP FOR R1;
SRI. LOKESHA K, ADVOCATE FOR R2;
SRI. DINESH GAOKNAR, ADVOCATE FOR R2 [VK FILED BUT NOC NOT OBTAINED])

THIS CRL.P IS FILED UNDER SECTION 482 OF CR.PC PRAYING TO QUASH THE ENTIRE PROCEEDINGS AS AGAINST THE PETITIONERS HEREIN FOR OFFENCE PUNISHABLE UNDER SECTION 498A R/W 34 OF IPC, PENDING ON THE FILE OF THE 30TH ADDITIONAL CHIEF METROPOLITAN MAGISTRATE, BANGALORE IN C.C.NO.32234/2023 (CR.NO.453/2023), REGISTERED IN YELAHANKA NEW TOWN P.S., BENGALURU, IN THE INTEREST OF JUSTICE.

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

CNR: KAHC010073022024

CORAM: HON'BLE MR. JUSTICE RAJESH RAI K

ORAL ORDER

Learned counsel for the parties, as well as the petitioners and respondent No.2, have filed a joint affidavit dated 26.03.2025, stating that they have amicably settled their dispute before the Karnataka Mediation Centre, Bengaluru.

2. Additionally, learned counsel for the petitioners has placed on record the Memorandum of Settlement entered into between the parties before the Family Court at Bengaluru in M.C.No.2142/2025, dated 05.01.2026. Paragraph No.8 of the said Memorandum of Settlement stipulates that petitioner in the said case, who is respondent No.2 herein, shall cooperate in quashing Crl.P.No.1221/2024 pending before this Court immediately after disposal of the M.C. petition. Admittedly, the M.C. petition has now been disposed of. The joint affidavit filed by the parties also contains a similar undertaking.

3. Learned counsel for the petitioners and the petitioners are present before this Court. However, neither learned counsel

for respondent No.2 nor respondent No.2 is present before this Court.

4. Having regard to the Memorandum of Settlement and the joint affidavit duly signed by respondent No.2, and considering the nature of the dispute, which is purely private and matrimonial in nature, this Court is of the considered opinion that continuation of the criminal proceedings would not serve any useful purpose, particularly when the parties have amicably resolved their disputes and respondent No.2 has agreed to cooperate in quashing the proceedings. In view of the settlement arrived at between the parties, this Court, in exercise of its inherent jurisdiction and placing reliance on the judgment of the Hon'ble Apex Court in the case of ***Gian Singh v. State of Punjab*****,** reported in **(2012) 10 SCC 303**, is of the considered opinion that this is a fit case to exercise its inherent jurisdiction to bring the proceedings to an end.

5. Accordingly, the joint affidavit and the Memorandum of Settlement are accepted.

In view of the above, petition stands ***disposed of***.

Consequently, the proceedings against the petitioners-accused arising out of Crime No.453/2023 dated 30.10.2023, registered by Yelahanka New Town Police Station, Yelahanka Sub-Division, for the offences punishable under Sections 498A r/w 34 of IPC, pending on the file of the XXX Addl. CMM, Bengaluru, are hereby quashed.

SD/-
(RAJESH RAI K)
JUDGE

GPG
List No.: 1 Sl No.: 8