HC-KAR
NC: 2026:KHC:62399
CRL.P No. 2128 of 2021
CNR: KAHC010105332021

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 11TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE H.P.SANDESH

CRIMINAL PETITION NO.2128 OF 2021

BETWEEN:

1. MR. DHARMENDRA K.P.
   S/O K.N. PUTTARAJU
   AGED ABOUT 34 YEARS
   MANAGER
   MAGMA FINCORP LTD.,
   NO.36, HM ASTRID, J.C.ROAD
   BANGALORE-560002.

   COMPLAINANT HAS SHOWN THE
   NAME OF THE PETITIONER AS
   MAGMA FINANCE LIMITED.

...PETITIONER

(BY SMT. HARIPRIYA, ADV., FOR
SRI. MAHABALESHWAR CHITRIGEMATH, ADV.)

Digitally signed by DEVIKA M
Location: HIGH COURT OF KARNATAKA

AND:

1. THE STATE BY BASAVESHWARA NAGAR
   POLICE STATION, BANGALORE
   REPTD BY HIGH COURT PUBLIC
   PROSECUTOR
   HIGH COURT OF KARNATAKA
   AMBEDKAR VEEDHI
   BANGALORE-560001.

2. SMT. DEEPTHI
   AGED ABOUT 39 YEARS

CNR: KAHC010105332021

W/O LATE VENKATESH S.N.
R/AT. No.171, 1ST CROSS
KARNATAKA LAYOUT
KURUBARAHALI
BANGALORE-560086.

…RESPONDENTS

(BY SRI. SUHAS GOWDA M, HCGP FOR R1
SRI. VISHWANATH KANAVI, ADV., FOR R2)

THIS CRL.P IS FILED U/S.482 OF CR.P.C. PRAYING TO QUASH THE FIR IN CR.NO.173/2020 DATED 07.11.2020 FILED AGAINST THE PETITIONER BY THE RESPONDENT FOR THE OFFENCE P/U/S 306 OF IPC & ETC.

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

CORAM: HON'BLE MR. JUSTICE H.P.SANDESH

ORAL ORDER

Heard learned counsel appearing for the petitioner, the learned High Court Government Pleader appearing for respondent No.1-State and learned counsel for respondent No.2.

2. Having perused the petition papers, the prayer is sought for quashing FIR in Crime No.173/2020 dated 07.11.2020 and having perused the contents of the complaint, specific accusation is made that this petitioner insisted the petitioner-husband to make payment within the time period

and if he fails to make payment within the said period, then he is going to face serious consequences. Hence, her husband, in view of threat made took the extreme step of committing suicide on 18.10.2020 and having taken note of specific accusation made in the complaint, matter requires investigation.

3. The judgment of the Apex Court in **DINESHBHAI CHANDUBHAI PATEL vs. STATE OF GUJARAT AND OTHERS** reported in **(2018) 3 SCC 104** is very clear that, if the complaint does disclose committing of an offence, it is the duty of the Investigating Officer to probe the matter and unearth the truth as held in paragraph No.30 of the judgment. When such serious allegations are made specifically against the petitioner and even specific allegations are made that continuous harassment was made to the husband of the complainant from last four months, ultimately, when the phone call was made and threatened him, he took the extreme step and whether there is proximity to cause of death or not is a matter of investigation by the Investigating Officer and Investigating Officer has to unearth the truth. Hence, if no

material regarding proximity to cause of death, the police will file 'B' report and if 'A' report is filed, then petitioner can approach the Court.

With these observations, the criminal petition is ***disposed of.***

Sd/-
(H.P.SANDESH)
JUDGE

ST
List No.: 1 Sl No.: 14