HC-KAR
NC: 2026:KHC:59442
CRL.P No. 2375 of 2021
CNR: KAHC010119382021

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF OCTOBER, 2026

BEFORE

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

CRIMINAL PETITION NO. 2375 OF 2021 (482(Cr.PC) / 528(BNSS))

BETWEEN:

D V RAGHU @ DHAVALA RAGHUVEER
S/O LATE RAMANNA
AGED ABOUT 55 YEARS,
NO.14/1, 2ND CROSS
BOHRA LAYOUT, GOTTIGERE
BANNERGATTA ROAD
BANGALORE-560 083.

…PETITIONER

(BY SMT. NEERAJA KARANTH., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY THE SUB-INSPECTOR OF POLICE
KADUGODI POLICE STATION,
BENGALURU
REPRESENTED BY THE
STATE PUBLIC PROSECUTOR
HIGH COURT BUILDING
BANGALORE-560 001.

2. KOMAL MALHOTRA
W/O NAVIN MALHOTRA
AGED ABOUT 38 YEARS,
R/A FLAT A-301
SUNSHINE SILICON CITI
VICTORIA VIEW LAYOUT,
BOREWELL ROAD, NELLURHALLI
WHITEFIELD
BANGLAORE-560 100.

Digitally signed by DEVIKA M
Location: HIGH COURT OF KARNATAKA

…RESPONDENTS

(BY SRI. SUHAS GOWDA M., HCGP FOR R1,
SMT. ARCHANA T.V., ADVOCATE FOR
SRI. T.N. VISHWANATH, ADVOCATE FOR R2)

THIS CRL.P IS FILED U/S.482 CR.P.C PRAYING TO QUASH THE ENTIRE PROCEEDINGS IN C.C.NO.235/2021 PENDING ON THE FILE OF THE CHIEF JUDICIAL MAGISTRATE, RURAL COURT, BENGALURU RURAL FOR THE OFFENCE P/U/S 406,420 OF IPC.

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 for the petitioner and also learned counsel appearing to the respondents.

2. The proceedings is initiated against the petitioner for the offences under Sections 406 and 420 of IPC, wherein accusation is made that though agreed and received the money to allot a plot and the same was not allotted and the complainant also approached the RERA, wherein matter is settled and as against the principal amount of Rs.54,99,093/- made the payment including the interest to the tune of Rs.97,46,542/- and counsel appearing for the respondent also

has not disputed the document produced by the counsel appearing for the petitioner, for having received the amount.

3. When such being the case, the continuation of proceedings before the trial court for the offences under Sections 406 and 420 does not arise and as already settlement arrived between the parties, having received the money and when such being the case, counsel appearing for the respondent/complainant also says no objection to quash the proceedings against the petitioners. In view of the settlement arrived between the parties, matter requires to be quashed and documents which have been produced along with the memo by the petitioner also not disputed by the complaint/respondent No.2.

In view of the discussions made above, I proceed to pass the following order,

This criminal petition is ***allowed***.

The proceedings against the petitioner in C.C.No.235/2021 pending on the file of Chief Judicial Magistrate, Rural Court, Bengaluru, is hereby quashed.

Sd/-
(H.P.SANDESH)
JUDGE

AKV
List No.: 1 Sl No.: 33