HC-KAR

NC: 2026:KHC:62343
WP No. 5779 of 2020

CNR: KAHC010130962020

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 11TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE V SRISHANANDA

WRIT PETITION NO.5779 OF 2020 (GM-RES)

BETWEEN:

SMT. PRATHIBHA
W/O LAKSHMINARAYANA
NO.34, 3RD FLOOR
SBZ, VIJAYA ENCLAVE
KUMARDHARA BLOCK
BENGALURU-560 100

...PETITIONER

(BY SRI. SARAVANA S, ADVOCATE)

AND:

1. THE STATE BY ELECTRONIC CITY POLICE STATION
BENGALURU-560 100
BY ITS STATION HOUSE OFFICER
REPT. BY STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA BUILDING
DR AMBEDKAR VEDDHI
BENGALURU-560001

2. SMT KALAVATHI
W/O BABUREDDY N
AGED ABOUT 38 YEARS
NO.5, SADASHIVANAGAR
ANEKAL ROAD
BENGALURU-562 107

3. MUTHOOT FINANCE LTD.,

Digitally signed by R MANJUNATHA
Location: HIGH COURT OF KARNATAKA

DEVARACHIKKANAHALLI BRANCH
BANGALORE – 560 076
REPT. BY ITS MANAGER NAGARAJ

…RESPONDENTS

(BY SMT.WAHEEDA.M.M, HIGH COURT GOVERNMENT PLEADER FOR R1;

SRI GANGADHAR.D.C., FOR SRI M.S. HARISH KUMAR, ADVOCATES FOR R2;

SRI K.S.VENKATARAMANA, ADVOCATE FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA R/W SECTION 482 CODE OF CRIMINAL PROCEDURE PRAYING TO QUASH ANNEXURE-A, FIR, COMPLAINT FILED BY THE RESPONDENT No.2 AND REGISTERED BY THE RESPONDENT No.1, ELECTRONIC CITY POLICE STATION IN FIR IN CRIME NO.290/2019, DATED 02.12.2019.

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

CORAM: HON'BLE MR. JUSTICE V SRISHANANDA

CNR: KAHC010130962020

ORAL ORDER

Heard Sri Saravana S., learned counsel for the petitioner, Sri Gangadhar D.C., appearing on behalf of Sri M.S.Harish Kumar, learned counsels for respondent No.2, Sri K.S.Venkataramana, learned counsel for respondent No.3 and Smt. Waheeda M.M., learned counsel for respondent No.1.

2. Petition under Article 226 of the Constitution of India read with Section 482 of Code of Criminal Procedure with the following prayer:

> *"WHEREFORE, the Petitioner most humbly prays that this Hon'ble Court be pleased to issue certiorari to quash Annexure-A, FIR, complaint filed against the 2nd respondent by the 1st Respondent, Electronic City Police Station in Crime /FIR No.290/2019 And also the charge sheet Annexure-C filed in the said crime number and further issue a writ in the nature of mandamus or any other writ of appropriate nature by directing a denovo investigation being conducted in respect of the said allegations, if necessary, in the ends of justice and pass such orders in the interest of justice and equity."*

3. According to the petitioner, it is the petitioner who is the owner of the seized gold ornaments which is pledged with the third respondent. Second respondent claims the ownership over the gold ornaments.

4. Counsel for third respondent would contend that both second respondent and petitioners together have pledged the gold ornaments and obtained loan from the third respondent company.

5. Having noted the peculiar circumstances of the case, the ends of justice would be met by directing the trial Magistrate to expedite the trial and conclude the same in a time bound manner as early as possible.

6. Counsels representing the second respondent and third respondent have no objection for the same and they would assure the Court that all possible cooperation would be extended for early disposal of the case.

7. Taking note of the peculiar facts and circumstances of the case, following order is passed:

ORDER

(i) Petition stands ***disposed of***.

(ii) Learned trial Magistrate is directed to dispose of the main matter itself including the disposal of the property (gold ornaments pledged with third respondent) as early as possible but not later than 31st December 2027.

Ordered accordingly.

Sd/-
(V SRISHANANDA)
JUDGE

MR
List No.: 1 Sl No.: 57
CT:VRR