HC-KAR
NC: 2026:KHC:64331
CRL.P No. 3586 of 2021
CNR: KAHC010184622021

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 18TH DAY OF NOVEMBER, 2026

BEFORE

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

CRIMINAL PETITION NO. 3586 OF 2021 (482(Cr.PC) / 528(BNSS))

BETWEEN:

1. SRI MANJUNATHA A
S/OLATE SRI ASHWATHNARAYAN,
AGED ABOUT 43 YEARS,
RESIDING AT NO.29,
SNR HOSPITAL QUARTERS,
KOLAR-563 101.

2. SRI V PAVAN
S/O VENKATESH,
AGED ABOUT 19 YEARS,
BANGARAPETE CIRCLE,
AMBEDKAR NAGARA,
BOVI COLONY, KOLAR-563 101.

Digitally signed by DEVIKA M
Location: HIGH COURT OF KARNATAKA

3. SRI VENKATESH
S/O KRISHNAPPA,
AGED ABOUT 39 YEARS,
RAYALPADU VILLAGE,
SRINIVASAPURA TALUK,
KOLAR DISTRICT-563 134.

4. SRI SRIKANTH N
S/O K. NAGARAJ,
AGED ABOUT 24 YEARS,
R/AT 2ND MAIN ROAD,
5TH CROSS, GANDHINAGAR,
KOLAR-563 101.

5. SRI PAVAN @ RANJITHKUMAR N
S/O LATE K.NAGARAJ,
AGEDA BOUT 22 YEARS,
R/AT 2ND MAIN ROAD,
5TH CROSS GANDHINAGAR,
KOALR-563 101.

…PETITIONERS

(BY SRI. SHANTHA KUMAR A.B., ADVOCATE FOR
SRI. GADILINGAPPA G M., ADVOCATE)

AND:

1. STATE OF KARNATAKA
BY ANUGONDANAHALI POLICE STATION,
(REPRESENTED BY
LEARNED SPECIAL PUBLIC PROSECUTOR)
HIGH COURT BUILDING,
BENGALURU-560 001.

2. SMT S R RUDRAMBIKA
W/O MANJUNATHA,
AGED ABOUT 35 YEARS,
R/AT KALKUNTE AGRAHARA VILLAE,
ANUGONDANAHALLI HOBALI,
HOSAKOTE TALUK,
BENGALURU RURAL DISTRICT-562 114.

…RESPONDENTS

(BY SRI. M. KIWAKAR MADDUR, HCGP FOR R1,
SRI. KEMPARAJU, ADVOCATE FOR R2)

THIS CRL.P IS FILED U/S.482 CR.P.C PRAYING TO QUASH THE COMPLAINT AND FIR IN CR.NO.32/2021 PENDING ON THE FILE OF THE CIVIL JUDGE AND JMFC AT HOSAKOTE, BENGALURU RURAL DISTRICT, INITIATED BY THE 1ST RESPONDENT POLICE AGAINST THESE PETITIONERS HEREIN FOR THE ALLEGED OFFENCE P/U/S 506,143 R/W 149 OF IPC.

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

CNR: KAHC010184622021

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

ORAL ORDER

Heard learned counsel for the petitioners and also counsel appearing for the respondent No.1/state.

2. This petition is filed praying this Court to quash the complaint and FIR in Crime No.32/2021 pending on the file of Civil Judge and JMFC, Hosakote, Bengaluru Rural District for the offences punishable under Sections 506, 143 read with 149 of IPC.

3. The accusation made in the complaint that on 31.03.2021 in the early morning at 02:30 to 03:00 a.m. when they were sleeping, fire was set in and found the smell and cattle also started making noise and then tried to came out from the house, the latches were put on the door. At that time, when the complainant peeped through window, found her husband Manjunatha, Pavan Venkatesh, and Srikanth and others and on questioning them, threatened with life, stating that if they fail to

withdraw the case, they are going to take away the life and they went in Maruthi Alto car and case is registered. The offence invoked under Section 506 is a non-cognizable offence. The police have registered the case without seeking any permission from the concerned Magistrate under section 155(2) of Cr.P.C. Hence, there cannot be a registration of case against the petitioners.

4. The offence filed under Section 506 of IPC is in respect of criminal intimidation and the same is non-cognizable offence. The very procedure invoked by the police is bad in law and the same is not sustainable. Hence, it requires interference of this court and hence this court can exercise the power under Section 482 of CrPC. In view of the discussions made above, I proceed to pass the following order,

This petition is ***allowed*** and the proceedings against the petitioners, is hereby quashed.

Sd/-
(H.P.SANDESH)
JUDGE

AKV
List No.: 1 Sl No.: 25