HC-KAR

NC: 2026:KHC:63375
CRL.P No. 4998 of 2026

CNR: KAHC010230962026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 16TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

CRIMINAL PETITION NO.4998 OF 2026 (482(Cr.PC) /528(BNSS))

BETWEEN:

MR. P. GOKULAKRISHNAN
AGED ABOUT 26 YEARS,
S/O PARIRAJAN
R/AT NO.2-1-75,
THAMBI THODAM FIRST STREET,
BHARATHI NAGAR, KILAKOTTAI
CHINNALAPATTI,
DINDIGUL, TAMILNADU.

…PETITIONER

(BY SRI. RAJANNA N., ADVOCATE)

AND:

1. STATE BY WOMEN PS
SOUTH DIVISION
KARNATAKA STATE POLICE
BENGALURU
REP. BY STATE PUBLIC PROSECUTOR,
HIGH COURT BUILDING,
BENGALURU – 560 001

2. DEVI PRIYA N K
W/O GOKULA KRISHNA
AGED ABOUT 26 YEARS,
NO.39, JK VILLA,
AKSHYA LAYOUT, 2ND CROSS,
RAYASANDRA, PARAPPANA AGRAHARA,
BENGALURU CITY,

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KARNATAKA.

…RESPONDENTS

(BY SRI. NAGHARISH G S, HCGP FOR R1)

THIS CRL.P IS FILED UNDER SECTION 482 CR.PC (FILED U/S 528 BNNS) PRAYING TO QUASH THE ENTIRE PROCEEDINGS IN C.C.NO.13262/2025 PENDING ON THE 37TH ADDL. CHIEF METROPOLITAN MAGISTRATE (ACMM) COURT, BENGALURU CITY, ARISING OUT OF CRIME NO.146/2024 REGISTERED BY THE WOMEN POLICE STATION, SOUTH DIVISION BENGALURU INSOFAR AS THE PETITIONER IS CONCERNED FOR THE ALLEGED OFFENCES PUNISHABLE UNDER SECTIONS 85 AND 352 OF THE BNS, 2023 AND SECTIONS 3 AND 4 OF DOWRY PROHIBITION ACT, 1961, IN THE INTEREST OF JUSTICE AND EQUITY.

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

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CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL ORDER

1. Heard the learned counsel appearing for the petitioner and the learned HCGP appearing for the respondent No.1.
2. This petition is filed to quash the charge sheet in C.C. No.13262/2025 pending on the file of XXXVII Additional Chief Metropolitan Magistrate, Bengaluru, arising out of Crime No.146/2024 registered by Women Police Station, South Division, Bengaluru for the offences punishable under Sections 85 and Section 352, 3(5) of the Bharatiya Nyaya Sanhita, 2023,and Section 3 and 4 of the Dowry Prohibition Act, 1961.
3. The learned counsel appearing for the petitioner would submit that the petitioner, and the second respondent, who is the de facto complainant, are husband and wife and that they lived together for only four months.
4. It is further submitted that the petitioner changed his residential flat and moved to another flat. The complainant was not happy with the same, as such, the

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complaint is filed making false allegations against the petitioner. Thus, learned counsel would urge that the petition has to be allowed and the proceedings are liable to be quashed.

5. The learned HCGP appearing for respondent No.1 would submit that after investigation, the charge sheet is filed. The contents of the complaint would disclose cognizable offences. There is an allegation of demand for dowry and verbal abuse and body shaming. The witnesses have been cited in the charge sheet relating to the alleged acts committed by the petitioner. Thus, learned counsel would contend that the contentions raised in this petition based on disputed questions of facts, cannot be considered in a petition filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

6. The Court has considered the contentions raised at the Bar and perused the records.

7. The contents of the complaint would indicate that the complainant has alleged that the petitioner and his family members demanded dowry. It is the further alleged that

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the petitioner and his family members have abused the complainant and there is an allegation of body shaming.

8. The police after investigation, have filed the charge sheet.

9. After going through the materials on record, the Court is of the view that the matter requires trial as the contentions raised by the petitioner is based on disputed questions of fact. The witnesses have been cited by the prosecution.

10. Hence, the petition is ***dismissed***.

11. The observations made in this order shall not be construed as having reflected anything on the merits of the matter. All contentions are kept open.

12. Pending interlocutory applications, if any, stand disposed of.

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ANANT RAMNATH HEGDE

(ANANT RAMANATH HEGDE)
JUDGE

VMB
List No.: 1 Sl No.: 4