HC-KAR

NC: 2026:KHC:61406
CRL.A No. 534 of 2015

CNR: KAHC010261252015

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE G BASAVARAJA

CRIMINAL APPEAL NO. 534 OF 2015

BETWEEN:

1. SUBBAREDDY
   S/O YALLAPPA,
   AGED ABOUT 33 YEARS,

2. S. RAJAREDDY
   S/O SHANKAR REDDY,
   AGED ABOUT 29 YEARS,

3. K.V. MOHAN
   S/O VENKATARAVANAPPA @ MUNNENAGARI,
   VENKATARAMANAPPA,
   AGED ABOUT 23 YEARS,

4. K.V. SANTHOSHA
   S/O VENKATARAVANAPPA @ MUNNENAGARI
   VENKATARAMANAPPA,
   AGED ABOUT 25 YEARS,

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Location: High Court
of Karnataka

5. K.R. NAGARAJ
   S/O LATE RAMAKRISHNA REDDY,
   AGED ABOUT 29 YEARS,

6. SEETHAPPA
   S/O LATE NARAYANAPPA,
   AGED ABOUT 53 YEARS,

7. SHIVAREDDY
   S/O VENKATASHIVAREDDY
   S/O SEETHAPPA,
   AGED ABOUT 25 YEARS,

8. RAGHU
S/O SHANKARAPPA,
AGED ABOUT 25 YEARS,

9. SHIVA
S/O SHANKARAPPA,
AGED ABOUT 28 YEARS,

ALL ARE RESDING AT
JODIKOTHAPALLI VILLAGE,
NELAVANKI HOBLI,
SRINIVASPURA TALUK,
KOLAR DISTRICT - 563 101.

…APPELLANTS

(BY SRI. NANJUNDA GOWDA M.R, ADVOCATE)

AND:

STATE OF KARNATAKA BY
GOWNAPALLI POLICE,
BANGARPET TALUK,
SRINIVASAPURA TALUK,
KOLAR DISTRICT - 563 101.

…RESPONDENT

(BY SRI. R.V. ANAND, ADVOCATE FOR R2;
SRI. K. NAGESHWARAPPA, HCGP FOR R1)

THIS CRL.A IS FILED U/S 374(2) OF CR.P.C PRAYING TO SET ASIDE THE ORDER DATED:10.4.2015, PASSED BY THE II ADDL. SESSIONS JDUGE, KOLAR, IN SPL.C.C.NO.17/2012-CONVICTING THE APPELLANT/ACCUSED NO.1 TO 7, 9 & 10 FOR THE OFFENCES P/U/S 143, 147, 323, 325, 506 R/W 149 OF IPC AND U/S 3(1)(X), 3(1)(XIV) & 3(1)(XV) SC/ST (POA) ACT.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE G BASAVARAJA

ORAL JUDGMENT

CW1 K.M. Shrinivas, CW2 K.N. Rajanna and CW3 Venkataramana, the victims, are present.

2. The application is filed under Section 320(2) read with Section 482 of the Cr.P.C. to compound the offences. The joint affidavit of K.Y. Subbareddy, of the appellant, and CW1 to CW3 has also been filed. The affidavits of Srinivasa @ Shiva, Venkataramana son of Mudappa, and Rajanna son of Neelappa have also been filed.

3. The trial Court has convicted accused Nos. 1 to 7, 9 and 10 for the offences under Sections 143, 147, 323, 325, 506 read with Section 149 of the IPC and Sections 3(1)(x), 3(1)(xiv) and 3(1)(xv) of the SC/ST (POA) Act. The offences under Sections 325, 506 and 323 are compoundable in nature. With regard to the criminal provisions of the SC/ST (PoA) Act, the learned counsel for the appellant has relied on the decisions of the Hon'ble

Apex Court in the case of ***Ramawatar v. State of Madhya Pradesh***[1], ***Ramgopal v. State of Madhya Pradesh***[2] and ***Karunakar Nayak and others v. State of Orissa and another***[3]***.***

4. In the case on hand, the offences are not serious in nature. If the parties are not allowed to reach an amicable settlement, there is a likelihood of disturbing the peace in the village. In the affidavits of the victims, they have clearly stated that the appellants and the victims are residents of the same village, and the elders, well-wishers and relatives have advised both of them to settle the matter amicably and to live peacefully in the village.

5. Accordingly, they have settled the dispute and are living cordially and amicably and have developed good relationships among them. Considering the affidavits filed

[1] AIR Online 2021 SC 927
[2] AIR Online 2021 SC 807
[3] 2005 CRI. L.J.4430

by the victims and also keeping in mind the aforesaid decisions, I proceed to pass the following:

ORDER

i. I.A.No.1/2022, filed under Section 320(2) read with Section 482 of the Code of Criminal Procedure, is allowed.

ii. The compromise is recorded.

iii. In view of the compromise between the appellants and the victims, the judgment of conviction dated 10.04.2015 and the order of sentence dated 17.04.2015 passed in Spl. C.C. No. 17/2012 on the file of the II Addl. Sessions Judge, Kolar, are set aside.

iv. The appellants are acquitted of the offences under Sections 143, 147, 323, 325, 506 read with Section 149 of the IPC and Sections 3(1)(x), 3(1)(xiv) and 3(1)(xv) of the SC/ST (PoA) Act.

v. The trial Court is directed to refund the fine amount, if any, to the appellants.

vi. Appeal is accordingly disposed of.

vii. Registry is directed to send back the records along with TCR, to the concerned Court.

Sd/-
(G BASAVARAJA)
JUDGE

TIN
List No.: 1 Sl No.: 24