HC-KAR

NC: 2026:KHC:55663
CRL.A No. 1025 of 2025

CNR: KAHC010315152025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE G BASAVARAJA

CRIMINAL APPEAL NO. 1025 OF 2025 (A)

BETWEEN:

1. SRI. N. SADASHIVA REDDY
SON OF NARAYANA REDDY,
AGED ABOUT 57 YEARS
RESIDING AT NO.6, 8TH CROSS,
1ST A MAIN ROAD, R.R.LAYOUT,
NAGADEVANAHALLI, JNANABHARATHI,
BENGALURU - 560056.

...APPELLANT

(BY SRI. VIJAYA KUMAR R., ADVOCATE)

AND:

1. SRI. DURUGAPPA
SON OF LAKSHMAPPA
AGED ABOUT 55 YEARS
NO.21, JNANA JYOTHI NAGARA
2ND STAGE, NEAR BALAJI LAYOUT,
JNANABHARATHI, BENGALURU - 560 056

AND WORKING AS STAFF NO. 3787079
ADDITIONAL DEPUTY ENGINEER
FACTORY SERVICE DEPARTMENT,
BHEL-EDN, MYSURU ROAD,
BENGALURU 560026

...RESPONDENT

Digitally signed by
LAKSHMINARAYAN N
Location: High Court
of Karnataka

CRL.A. FILED U/S.378(4) CR.P.C BY THE ADVOCATE FOR THE APPELLANT/S PRAYING THAT THIS HON'BLE COURT MAY BE PLEASED TO SET ASIDE THE JUDGMENT AND ORDER OF ACQUITTAL DATED 26.03.2025 PASSED BY THE XXIII ACJM

BENGALURU IN C.C.NO.36900/2021 BY ALLOWING THIS CRIMINAL APPEAL AND CONVICT AND SENTENCE THE RESPONDENT/ACCUSED FOR THE OFFENCE WITH WHICH HE WAS CHRGED.

THIS APPEAL, COMING ON FOR HEARING ON INTERLOCUTORY APPLICATION, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE G BASAVARAJA

ORAL JUDGMENT

Learned counsel for the appellant has filed a memo. Same reads as under:

"MEMO FILED BY THE APPELLANT

The undersigned counsel appearing for appellant in the above case, most respectfully pray that this Hon'ble court be pleased to transfer above appeal from this court to Prl. City Civil and Sessions Judge, Bangalore in view of the appellant herein challenged the order of acquittal in C.C.No.36900/2021 passed by the XXIII Addl. CJM, Bangalore u/s 138 of N I Act.

Hence, it is respectfully pray that the above appeal may kindly be transfer to Prl. City Civil and Sessions Judge, Bangalore in the ends of justice."

Memo is taken on record.

In view of Memo and keeping in mind the judgment of the Hon'ble Supreme Court in the case of CELESTIUM FINANCIAL v. A GNANASEKARAN ETC. reported in 2025 SCC ONLINE SC 1320, this appeal stands ***disposed of*** transferring the case to concerned District Court for disposal in accordance with law.

The Registry is directed to send copy of this judgment along with Trial Court Records to the concerned Court.

The concerned Principal District and Sessions Judge, is directed to issue notice to both parties and fix the date to appear before the Court.

Sd/-
(G BASAVARAJA)
JUDGE

DHA
LIST NO.: 1 SL NO.: 34