HC-KAR

NC: 2026:KHC:59625
WP No. 15425 of 2026

CNR: KAHC010339672026

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 27TH DAY OF OCTOBER, 2026**

**BEFORE**

**THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE**

**WRIT PETITION NO. 15425 OF 2026 (GM-RES)**

**BETWEEN:**

SMT RANJINI KUMAR,
W/O KUMAR,
AGED ABOUT 35 YEARS,
R/AT NO. 2, SRIVATSA 1ST CROSS,
SVK LAYOUT, BASAVESHWARANAGAR,
BENGALURU - 560079.

...PETITIONER

(BY SRI MANOJ S N,ADVOCATE)

**AND:**

STATE OF KARNATAKA,
BY PEENYA POLICE STATION,
BENGALURU - 560 020,
REPRESENTED BY STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA.

...RESPONDENT

(BY SRI M V ANOOP KUMAR, ADDL.SPP)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA R/W SECTION 528 OF BNSS, 2023 PRAYING TOA) ISSUE A WRIT OF CERTIORARI AND ACCORDINGLY SET ASIDE THE ORDER DATED 02.12.2025 PASSED IN CRL.R.P. NO. 98/2025 ANNX-F BY THE LII ADDL. CITY CIVIL AND SESSIONS JUDGE, BENGALURU, WHEREBY THE REVISION PETITION CAME TO BE DISMISSED AND ETC.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

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CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

**ORAL ORDER**

Learned counsel for the petitioner submits that there is a defect in the part of the prayer in the petition filed before the Court. Learned counsel would further submit that the copy retained by him contains the full prayer and seeks permission of the Court to amend the prayer.

2. Considering the submission and the nature of the relief sought in the petition filed before this Court, the Court is of the view that the petitioner should be permitted to amend the prayer.

3. Petitioner to amend the prayer and furnish the amended petition.

4. Heard the learned counsel appearing for the petitioner and the learned HCGP for the respondent.

5. This petition is filed to quash the order dated 02.12.2025 in Criminal Revision Petition No.98/2025 by

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the Additional Sessions Judge, Bengaluru, in terms of which the revision petition filed by the petitioner came to be rejected. The second prayer is to direct the police to release seized goods covered under PF No.311/2024. The petition copy which is filed before this Court contains a prayer for release of the goods and there was no prayer for quashing the order passed by the Sessions Court. The Court has permitted the petitioner to incorporate the said prayer by an amendment.

6. As can be seen from the papers placed before this court, the petitioner's application seeking release of the goods seized in PF No.311/2024 in Crime No.593/2024 registered by the Peenya Police is rejected.

7. The petitioner is the complainant. The petitioner has lodged a complaint alleging that certain goods in the business premises were missing and based on the CCTV footage as well as interim audit, petitioner has lodged the complaint against her employees.

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8. It is the submission that goods have been recovered from the custody of the employees who are arrayed as accused. The application was filed before the trial Court for release of the goods. The Trial Court has rejected the application on the premise that the investigation is not yet over and in addition to that, the Trial Court has also noticed that the Co-ordinate Bench of this Court in Criminal Petition No.12930/2024 has stayed the investigation.

9. Learned counsel for the petitioner would submit that there is no dispute relating to the ownership of the said goods and the petitioner is the owner. The accused have not filed any application claiming the goods which have been seized. Thus, it is the contention that by imposing suitable conditions, the goods are to be released in front of the petitioner.

10. Learned Additional SPP would submit that the Trial Court is justified in dismissing the application as the

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investigation was not yet over and Trial Court has also taken note the fact that the Coordinate Bench of this Court in Criminal Petition No.12930/2024 has stayed the further investigation.

11. The Court after considering the materials on record is of the view that merely because the investigation is stayed is not a ground to reject the application as pri*ma facie*, the ownership of the goods is established and prima facie, it is noticed that the accused have not filed any application seeking custody of the said goods. It is also noticed that the accused have not filed any objection to the application filed by the petitioner/complainant.

12. Hence the following:

**ORDER**

(i) The petition is ***allowed.***

(ii) The goods seized under PF No.311/2024 are to be released in favour of the petitioner subject to the condition that the

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petitioner shall not dispose of the same, shall not use the same in any place and shall produce the same at the time of trial.

(iii) The petitioner shall also execute the indemnity bond for the value of the goods.

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**(ANANT RAMANATH HEGDE)**
**JUDGE**

BRN
List No.: 1 Sl No.: 59