HC-KAR

NC: 2026:KHC:63376
CRL.P No. 9070 of 2026

CNR: KAHC010424142026

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.9070 OF 2026 (482(Cr.PC) /528(BNSS))

BETWEEN:

MILIND MANOHAR PATANGE
S/O P.G. MANOHAR
AGE ABOUT 38 YEARS,
RESIDING AT NO.MIG- 45,
KHB COLONY, 2ND STAGE,
BASAVESHWARA NAGAR,
BANGALORE - 560 079

…PETITIONER

(BY SRI. GIRISH GOWDA M H, ADVOCATE)

AND:

1. STATE OF KARNATAKA
BY WEST WOMEN P S.
BANGALORE – 560 023,
REP. BY THE STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA,
BENGALURU - 560 001.

2. SMT. HETAL MILIND PATANGE
W/O MILIND MANOHAR PATANGE,
AGED ABOUT 38 YEARS,
RESIDING AT NO.MIG-45,
KHB COLONY, 2ND STAGE,
BASAVESHWARA NAGAR,
BENGALURU - 560 079.

…RESPONDENTS

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

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CNR: KAHC010424142026

THIS CRL.P IS FILED UNDER SECTION 482 (FILED U/S.528 BNSS) OF CR.P.C PRAYING TO QUASH THE PROCEEDINGS IN CRIME NO.144/2025 IN C.C.NO.37785/2025 UNDER SECTIONS 85, 115(2), 352, 351(2) OF BNS, PENDING BEFORE THE XXIV ADDL. CHIEF JUDICIAL MAGISTRATE, BENGALURU CITY OF THE RESPONDENT POLICE I.E., WEST WOMEN POLICE STATION AND FURTHER BE PLEASED TO PASS ANY OTHER ORDER COMMENSURATING WITH THE FACTS AND CIRCUMSTANCES OF THE CASE, IN THE INTEREST OF JUSTICE AND EQUITY.

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

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL ORDER

1. Heard the learned counsel for the petitioner and the learned HCGP appearing for respondent No.1.
2. The petition is filed to quash the proceedings in C.C.No.37785/2025 pending on the file of XXIV Additional Chief Judicial Magistrate, Bangalore City, arising out of

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Crime No.144/2025 registered by West Women Police Station for the offences punishable under Sections 85, 115(2), 352 and 351(2) of the Bharatiya Nyaya Sanhita, 2023 (BNS).

3. The petitioner is the husband and respondent No.2 is his wife. The complaint came to be lodged by the wife on 30.07.2025, alleging physical assault and verbal abuse by the petitioner.

4. It is also alleged that the petitioner was insisting on a divorce and threatening to marry another person. The marriage between the petitioner and respondent No.2 has taken place on 15.02.2013.

5. The learned counsel appearing for the petitioner would submit that the petitioner and respondent No.2 had jointly purchased a residential house and to claim right over the said property, respondent No.2 has filed a complaint by making false allegations. It is further submission that no such assault or verbal abuse, as alleged in the complaint, had taken place.

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6. The learned HCGP appearing for respondent No.1 would submit that after completion of the investigation, the charge sheet is filed.

7. It is further submitted that there are eyewitnesses to the alleged incident.

8. It is the submission that the contentions raised by the petitioner involve disputed questions of fact, which cannot be adjudicated in a petition filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

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

10. From the allegations made in the complaint it is noticed that the ingredients of the cognizable offences are made out. The charge sheet materials would also indicate that there is an allegation of assault and verbal abuse.

11. Merely because the petitioner and respondent No.2 have jointly purchased the property, the contention of the petitioner/husband that the complaint is filed to claim exclusive right over the property cannot be accepted at this stage.

12. Under the circumstances, the petition is ***dismissed***.

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13. The observations made in this order are confined to the merits of the petition filed under Section 528 of the BNSS, 2023, and are not on the merits of the defence that may be raised by the petitioner.

14. All contentions are kept open.

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

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(ANANT RAMANATH HEGDE)
JUDGE

VMB
List No.: 1 Sl No.: 10