HC-KAR
CNR: KAHC010430782022

NC: 2026:KHC:54718
CRL.P No.9537/2022
AND CONNECTED MATTERS

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 1ST DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE H.P.SANDESH

CRIMINAL PETITION NO.9537/2022

C/W

WRIT PETITION NO.33244/2025 (GM-RES)

WRIT PETITION NO.33348/2025 (GM-FC)

IN CRL.P No.9537/2022:

BETWEEN:

1. MRS. GEETHA MOHAN
   W/O MOHAN GOWDA
   AGED ABOUT 64 YEARS
   R/AT NO.188, PRIDE VATIKA LAYOUT
   BUKKASAGARA, JIGANI HOBLI
   ANEKAL TALUK, BENGALURU 560 083.

2. MRS. RESHMA HITESH
   W/O HITESH P.A.
   AGED ABOUT 43 YEARS
   #229, 1ST FLOOR, 6TH CROSS
   3RD MAIN, MICO LAYOUT
   NEAR MICO LAYOUT PARK
   BTM LAYOUT 2ND STAGE
   BANGALORE SOUTH
   BANGALORE 560 076.

3. HITESH P.A.
   S/O ANANTHARAJ GOWDA
   AGED ABOUT 47 YEARS
   R/AT 109, 6TH CROSS
   SPRINGWOODS LAYOUT
   NEAR KOPPA GATE

Digitally signed by DEVIKA M
Location: HIGH COURT OF KARNATAKA

BUKKASAGAR VILLAGE
BANNERGHATTA JIGANI ROAD
KALBALU, BENGALURU 560 083

…PETITIONERS

(BY SRI. SAYED KASHIF ALI, ADV., FOR
SRI. PRADEEP S. SAWKAR, ADV.,)

AND:

1. STATE OF KARNATAKA
REP. BY SPP HIGH COURT OF KARNATAKA
JIGANI POLICE STATION
BENGALURU-560099.

2. MRS. VIDYASHREE K.G.
AGED ABOUT 35 YEARS
R/AT NO.51, SHREYAS NILAYA
SOMESHWARANAGAR, 3RD MAIN
YELAHANKA NEW TOWN
BENGALURU 560 072.

…RESPONDENTS

(BY SRI. GOPINATH K.R. ADV., FOR R2
SRI. MOHAMMED AYUB ALI, ADDL. SPP FOR R1)

THIS CRL.P IS FILED U/S 482 OF CR.P.C. PRAYING TO QUASH FIR REGISTERED AND COMPLAINT IN ADDL. CIVIL JUDGE (JR.DN.) & JMFC COURT, ANEKAL, BANGALORE RURAL DIST IN CR.NO.129/2022 DATED 19.07.2022 FOR THE OFFENCE P/U/S 3 AND 4 OF D.P ACT, AND FOR THE OFFENCE P/U/S 498A R/W SECTION 34 OF IPC REGISTERED BY THE RESPONDENT NO.1 PRODUCED AT ANNEXURE-A AND B & ETC.

IN W.P. NO.33244/2025:

BETWEEN:

1. SHASHI VARUN S.M.
SON OF MR. MOHAN GOWDA
AGED ABOUT 44 YEARS

R/AT NO.188, PRIDE VATIKA LAYOUT
JIGANI, BENGALURU- 560083.

...PETITIONER

(BY SRI. SYED KASHIF ALI, ADV., FOR
SRI. PRADEEP S. SAWKAR, ADV.,)

AND:

1. THE STATE OF KARNATAKA
REP. BY JIGNI POLICE STATION
BENGALURU-560105.

2. MRS. VIDYASHREE K.G.
WIFE OF MR. SHASHI VARUN S.M.
AGED ABOUT 38 YEARS
R/AT NO.51, SHREYAS NILAYA
SOMESHWARA NAGAR
YELAHANKA NEW TOWN
BENGALURU 560065.

...RESPONDENTS

(BY SRI. MOHAMMED AYUB ALI, ADDL. SPP FOR R1
SRI. DAYANAND S, ADV., FOR R2)

THIS W.P. IS FILED UNDER ARTICLE 226 AND 227 OF THE CONSTITUTION OF INDIA, R/W SECTION 482 OF THE CRIMINAL PROCEDURE, 1873, PRAYING TO CALL FOR THE RECORDS IN CRIME NO.0129 OF 2022 ON THE FILE OF THE ADDL. CIVIL JUDGE AND JMFC, ANEKAL. QUASH THE COMPLAINT DATED 19.07.2022 FILED BY RESPONDENT NO.2 BEFORE RESPONDENT NO.1 (ANNEXURE B) & ETC.

IN W.P. NO.33348/2025:

BETWEEN:

1. SHASHI VARUN S.M.
SON OF MR. MOHAN GOWDA
AGED ABOUT 44 YEARS

R/AT NO.188, PRIDE VATIKA LAYOUT
JIGANI, BENGALURU- 560083.

...PETITIONER

(BY SRI. SYED KASHIF ALI, ADV., FOR
SRI. PRADEEP S. SAWKAR, ADV.,)

AND:

1. MRS. VIDYASHREE K.G.
WIFE OF MR. SHASHI VARUN S.M.
AGED ABOUT 38 YEARS.

2. MS. SIRI S. GOWDA
D/O SHASHI VARUN S.M.
AGED ABOUT 11 YEARS
SINCE MINOR, REP. BY HER
MOTHER AND NATURAL GUARDIAN
MRS. VIDYASHREE K.G.

BOTH ARE R/AT NO.51, SHREYAS NILAYA
SOMESHWARA NAGAR
YELAHANKA NEW TOWN
BENGALURU – 560065.

...RESPONDENTS

(BY SRI. GOPINATH K.R. ADV., FOR R1
R2 MINOR REP. BY R1)

THIS W.P. IS FILED UNDER ARTICLE 226 AND 227 OF THE CONSTITUTION OF INDIA, R/W SECTION 482 OF THE CODE OF CRIMINAL PROCEDURE, 1973, PRAYING TO CALL FOR RECORDS IN CRIMINAL MISCELLANEOUS NO.700 OF 2022 ON THE FILE OF THE V ADDITIONAL PRINCIPAL JUDGE, FAMILY COURT AT BENGALURU. QUASH THE ORDER DATED 25.03.2024 PASSED IN CRIMINAL MISCELLANEOUS CAE NO.700 OF 2022 ON I.A.NO.4 BY THE V ADDITIONAL PRINCIPAL JUDGE, FAMILY COURT AT BENGALURU (ANNX-A) & ETC.

THESE PETITIONS, COMING ON FOR PART HEARD IN ADMISSION, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE H.P.SANDESH

ORAL ORDER

Both the learned counsel for the parties and their respective parties i.e., petitioner and respondent No.2, are present.

2. In W.P.No.33244/2025, the parties have filed the compromise petition under Order XXIII Rule 3 read with Section 151 of the Code of Civil Procedure, 1908. In terms of the settlement, the petitioner has agreed to pay an amount of Rs.1,00,00,000/- (Rupees One Crore only) to the respondent and the same is payable in four instalments and accordingly, an amount of Rs.25,00,000/- (Rupees Twenty Five Lakhs only) is paid today by way of a cheque and so also, for remaining payment of Rs.25,00,000/- in remaining three instalments, the date is fixed for payment as on 01.11.2026; 01.12.2026 and 01.01.2027 and the same would be by way of RTGS/digitally. It is also agreed by both parties that they unconditionally withdraw the allegations made against each other in these

proceedings, and outside and state that neither of them have any further claims, of any nature against the other. Both of them agreed to dissolve the marriage which was solemnized on 26.04.2012 and also going to have the divorce in the pending matter i.e., M.C.No.4274/2021. Further**,** both the parties also agreed to quash the FIR registered in Crime No.129/2022, so also, the charge sheet filed by the respondent-Police. Both the parties also agreed to withdraw the respective pending cases filed by them.

3. Having considered the terms of the compromise petition filed by the parties, the same is taken on record. In terms of the compromise entered between the parties, this Court pass the following:

ORDER

i. Writ Petition No.33244/2025 is ***allowed*** and initiation of criminal prosecution in Crime No.129/2022 against the accused No.1/husband pending on the file of the Additional Civil Judge (Jr.Dn) and JMFC, Anekal, is hereby quashed.

ii. Criminal Petition No.9537/2022 filed by the accused Nos.2 to 4 is ***allowed*** and the initiation of criminal prosecution in Crime No.129/2022 pending on the file of the Additional Civil Judge (Jr.Dn) and JMFC, Anekal, is hereby quashed.

iii. Writ Petition No.33348/2025 is ***allowed*** and the order dated 25.03.2024 passed in Criminal Miscellaneous Case No.700/2022 by the V Additional Principal Judge, Family Court, Bengaluru, is set aside.

iv. The parties are directed to appear before the Family Court in M.C.No.4274/2021 immediately after the payment of entire amount and have the decree of divorce.

v. Further, the V Additional Family Court, Bengaluru, is directed to grant a decree of divorce in M.C.No.4274/2021 subject to payment of entire amount as agreed by the parties, in terms of this compromise.

vi. In view of the settlement arrived between the parties, this Court also taken note of the interest of the respondent No.2 as well as the minor child, who is in the custody of the respondent No.2, hence, directed to deposit the entire amount of Rs.1,00,00,000/- (Rupees One Crore only) in Fixed Deposit in any Nationalised Bank in the joint name of respondent No.2 and the minor child, till the child attains majority. Further, if respondent No.2 intends to invest the amount on any property, respondent No.2 is permitted to invest the same in the joint name of respondent No.2 and the child.

Sd/-
(H.P.SANDESH)
JUDGE

BSR
List No.: 1 Sl No.: 17