HC-KAR

NC: 2026:KHC:65149
CRL.P No. 10822 of 2025

CNR: KAHC010495622025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

CRIMINAL PETITION NO. 10822 OF 2025 (482(Cr.PC) / 528(BNSS)

BETWEEN:

1. NARENDRA M C
   S/O LATE MUNISHAMAPPA
   AGED ABOUT 57 YEARS,

2. NAGESH
   S/O KURESHAPPA
   AGED ABOUT 43 YEARS,

3. ANJANAPPA
   S/O GULLAPPA
   AGED ABOUT 68 YEARS,

4. SRINIVAS
   S/O ANJINAPPA
   AGED ABOUT 31 YEARS,

5. NARASIMHA
   S/O ANJINAPPA
   AGED ABOUT 28 YEARS,

6. RATHNAMMA
   S/O LATE VENKATASWAMY
   AGED ABOUT 57 YEARS,

7. KRISHNAPPA
   S/O LATE GULLAPPA
   AGED ABOUT 44 YEARS,

8. MUNAIAH
   S/O LATE MUNIYAPPA
   AGED ABOUT 70 YEARS,

9. KRISHNAMMA
   W/O MUNAIAH
   AGED ABOUT 45YEARS,

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Location: High Court of Karnataka

10. NAVEEN KUMAR
S/O MUNAIAH
AGED ABOUT 32 YEARS,

11. ROOPA
D/O MUNAIAH
AGED ABOUT 23YEARS,

12. MUNIRAJU
S/O LATE KADIRAPPA
AGED ABOUT 48 YEARS,

13. GOWRAMMA
W/O MUNIRAJU
AGE ABOUT 46YEARS,

14. POOJAPPA
S/O LATE KADIRAPPA
AGED ABOUT 42 YEARS,

15. NAGAMMA
W/O POOJAPPA
AGED ABOUT 39 YEARS,

16. NARYANAMMA
W/O LATE KURESHAPPA
AGE ABOUT 48 YEARS,

17. VENKATESH
S/O LATE KURESHAPPA
AGE ABOUT 37 YEARS

18. SUNANDAMMA
W/O VENKATESH
AGED ABOUT 35 YEARS

19. VENKATASWAMY
S/O LATE KURESHAPPA
AGED ABOUT 33 YEARS

20. PUSHPA
W/O VENKATASWAMY
AGED ABOUT 27 YEARS,

ALL ARE RESIDENTS OF VEGATA VILLAGE,
JADIGENAHALLI HOBLI
HOSAKOTE TALUK
(WRONGLY TYPED AS
HOSADURGA TALUK IN THE FIR)
BENGALURU DIST- 572 114.

…PETITIONERS

(BY SRI. SHIVASHANKAR K, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY THE POLICE SUB INSPECTOR
AVAKLAHALLI POLICE STATION
BENGALURU CITY
REP BY THE STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
HIGH COURT COMPLEX
BENGALURU 560 001.

2. MUNIYAPPA
S/O LATE KADIRAPPA
AGED ABOUT 92 YEARS
R/AT CHEEMASANDRA VILLAGE
BIDARAHALLI HOBLI
BENGALURU EAST TALUK
BENGALURU 560 049.

…RESPONDENTS

(BY SRI. RANJITH KUMAR, HCGP FOR R-1
SRI. N. KRISHNAMURTHY, ADVOCATE FOR R-2)

THIS CRL.P IS FILED U/S 482 CR.PC (FILED U/S 528 BNSS) PRAYING TO QUASH THE FIR IN CRIME NO. 0912/2025 FOR AN OFFENCE PUNISHABLE UNDER SECTION 190. 318(4), 340(2), 329(3), 336(3), 352, 61(2) OF BNS, 2023 REGISTERED BY THE POLICE SUB-INSPECTOR, AVALAHALLI POLICE STATION, WHITEFIELD SUB DIVISION, BENGALURU CITY, PENDING ON THE FILE OF ADDL. CHIEF JUDICIAL MAGISTRATE, BENGALURU RURAL DISTRICT AT BENGALURU.

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

CORAM: HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

ORAL ORDER

The petitioners herein assail the impugned proceedings in Crime No.192/2025 initiated at the instance of respondent No.2-defacto complainant, pursuant to a complaint dated 20.05.2023. Dated 14.06.2025 filed by him against the petitioners-accused persons for alleged offences punishable under Sections 190, 318(4), 340(2), 329(3), 336(3), 352, 61(2) of BNS, 2023.

2. The instant impugned proceedings were challenged by the petitioners herein by preferring Crl.P.No.9452/2025, which came to be disposed of as withdrawn at the instance of the petitioners who sought for withdrawal of the petition by reserving liberty in favour of the petitioners-accused persons to approach this Court subsequently, after filing of final report. It is a matter of record and undisputed fact that even till today, no final report has been filed. Despite respondent No.1 police authorities not having filed a final report, which was made the basis for this Court to grant liberty in favour of the petitioners-accused persons to withdraw the earlier petition in Crl.P.No.9452/2025 dated 09.07.2025 which

assailed merely the registration of FIR in Crime No.192/2025, the question of entertaining the present petition, which also seeks to assail the very same registration of FIR in Crime No.192/2025 would not arise in the facts and circumstances of the instant case.

3. In the said Crl.P.No.9452/2025, this Court held as under:

> *"Learned counsel for the petitioners seeks leave of this Court to withdraw the petition with liberty to approach this Court and take recourse to such remedy as available in law after filing of final report.*
>
> *The aforesaid submission is placed on record.*
>
> *Accordingly, the petition is disposed of as withdrawn with liberty as aforesaid."*

4. As stated *supra*, the limited liberty that was granted in favour of the petitioners herein is to approach this Court only after filing of the final report, which has not been filed by respondent No.1-Police Authorities even as on today. Under these circumstances, having regard to withdrawal of the earlier petition challenging the registration of FIR and without there being a final report being filed by the respondent No.1-Police Authorities, even

as on today, the question of entertaining the present petition at this stage without filing a final report would not arise in the facts and circumstances of the instant case.

Accordingly the petition is devoid of merit and the same is hereby dismissed.

However, liberty is reserved in favour of the petitioners to approach this Court and take recourse to such remedy as available in law after filing of final report.

Having regard to the fact that the impugned FIR was registered as long back as on 14.06.2025, respondent No.1-Police Authorities are hereby directed to file a final report within a period of three months from the date of receipt of a copy of this order.

Liberty is reserved in favour of the petitioners and respondent No.2 to submit their respective representations, documents, etc., before respondent No.1-Police Authorities, so as to enable them to file a final report as stated *supra*.

Sd/-
(S.R.KRISHNA KUMAR)
JUDGE

BMC
List No.: 1 Sl No.: 1