HC-KAR

NC: 2026:KHC:62184
CRL.P No. 483 of 2024
C/W CRL.P No. 10439 of 2023

CNR: KAHC010023642024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 6TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 483 OF 2024
C/W
CRIMINAL PETITION NO. 10439 OF 2023

IN CRL.P No. 483/2024:

BETWEEN:

1. ATHEEK JAAN M.P
   AGED 36 YEARS
   R/T KODI CAMP
   1ST CROSS 1ST CROSS
   BHOVI COLONY
   TIRIKERE TALUK - 577 228
   CHIKKAMAGALURU DISTRICT - 577 101.

2. SALEEMA BI
   AGED 57 YEARS
   R/AT KODI CAMP, 1ST CROSS
   BHOVI COLONY, TIRIKERE TALUK - 577 228
   CHIKKAMAGALURU DISTRICT - 577101.

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Location: HIGH COURT OF KARNATAKA

3. PYARE JAAN M.S
   AGED 64 YEARS
   R/AT KODI CAMP, 1ST CROSS
   BHOVI COLONY, TIRIKERE TALUK - 577 228
   CHIKKAMAGALURU DISTRICT - 577 101.

4. AZARUDDIN JAAN
   AGED 34 YEARS
   R/AT KODI CAMP
   1ST CROSS, BHOVI COLONY
   TIRIKERE TALUK - 577 228
   CHIKKAMAGALURU DISTRICT - 577 101
   CHIKKAMAGALURU.

5. ROSHAN JANN M.P
   AGED 35 YEARS

R/AT KODI CAMP, 1ST CROSS
BHOVI COLONY, TIRIKERE TALUK - 577 228
CHIKKAMAGALURU DISTRICT - 577 101.

6. MAHAMMED RAFIQ B.M
AGED 38 YEARS
R/AT KODI CAMP, 1ST CROSS
BHOVI COLONY, TIRIKERE TALUK - 577 228
CHIKKAMAGALURU DISTRICT - 577 101.

…PETITIONERS

(BY SRI SHRIDHAR NARAYAN HEGDE, ADV.)

AND:

SMT SHABREEN BANU
W/O ATHEEK JANNA M.P.
AGED ABOUT 29 YEARS
SHAMANURU ROAD
DAVANAGERE DISTRICT - 577 001.

…RESPONDENT

(BY SRI CHANNAPPA EERAPPA, HCGP FRO R-1;
SMT. IRFANA NAZEER, ADV., FOR
SRI SHRAVAN MADHAV K.P, ADV., FOR R-2)

THIS CRL.P IS FILED U/S.482 CR.P.C PRAYING TO QUASH THE ENTIRE PROCEEDINGS AGAINST THESE PETITIONER IN CRL.MISC.NO.1297/2023 ON THE FILE OF THE PRINICPAL CIVIL JUDGE AND JMFC DAVANAGERE UNDER SEC.12 OF DOMESTIC VIOLENCE ACT BY ALLOWING THIS PETITION.

IN CRL.P NO. 10439/2023:

BETWEEN:

1. ATHEEK JAAN M.B
S/O M.S. PYARE JAAN
AGED ABOUT 36 YEARS
R/AT KODI CAMP 1ST CROSS
BHOVI COLONY, TIRIKERE TALUK
CHIKKAMAGALURU DISTRICT
CHIKKAMAGALURU - 577 101.

2. SALEEMA BI
C/O M.S. PYARE JAANU

AGED ABOUT 57 YEARS,
R/AT KODI CAMP 1ST CROSS
BHOVI COLONY, TIRIKERE TALUK
CHIKKAMAGALURU DISTRICT
CHIKKAMAGALURU - 577 101.

3. PYARE JAAN M.S
S/O SABUSAB
AGED ABOUT 64 YEARS
R/AT KODI CAMP 1ST CROSS
BHOVI COLONY, TIRIKERE TALUK
CHIKKAMAGALURU DISTRICT
CHIKKAMAGALURU - 577 101.

4. AZARUDDIN JAAN
S/O M.S. PYAREJAANU
AGED ABOUT 34 YEARS
R/AT KODI CAMP 1ST CROSS
BHOVI COLONY, TIRIKERE TALUK
CHIKKAMAGALURU DISTRICT
CHIKKAMAGALURU - 577 101.

5. ROSHAN JAAN M.P
AGED ABOUT 35 YEARS
R/AT KODI CAMP 1ST CROSS
BHOVI COLONY, TIRIKERE TALUK
CHIKKAMAGALURU DISTRICT
CHIKKAMAGALURU - 577 101.

6. MAHAMEED RAFIQ B.M
AGED ABOUT 38 YEARS
R/AT KODI CAMP 1ST CROSS
BHOVI COLONY, TIRIKERE TALUK
CHIKKAMAGALURU DISTRICT
CHIKKAMAGALURU - 577 101.

...PETITIONERS

(BY SRI SHRIDHAR NARAYAN HEGDE, ADV.)

AND:

1. THE STATION HOUSE OFFICER
DAVANAGERE WOMEN POLICE STATION,
DAVANAGERE DISTRICT - 577 001.

REPRESENTED BY STATE PUBLIC
PROSECUTOR, HIGH COURT OF KARNATAKA
BUILDING, BENGALURU - 560 001.

2. SMT. SHABREEN BANU
W/O ATHEEK JAAN
AGED ABOUT 27 YEARS
SHAMANURU ROAD
DAVANAGERE DISTRICT
DAVANAGERE - 577 001.

...RESPONDENTS

(BY SRI CHANNAPPA ERAPPA, HCGP FOR R-1;
SMT. IRFANA NAZEER, ADV.,
SRI SHRAVAN MADHAV K.P, ADV., FOR R-2)

THIS CRL.P IS FILED U/S.482 CR.P.C PRAYING TO QUASH THE FIR AGAINST THE PETITIONERS INITIATED BY THE 1ST RESPONDENT - DAVANAGERE WOMEN POLICE STATION IN CR.NO.101/2022 ON THE FILE OF II ADDITIONAL CIVIL JUDGE (SR.DN.) AND J.M.F.C., DAVANAGERE DISTRICT AND TO QUASH THE FIR DATED 23.06.2022 IN CR.NO.101/2022 FILED BY THE 1ST RESPONDENT - DAVANAGERE WOMEN POLICE STATION, DAVANAGERE DISTRICT FOR THE OFFENCE P/U/S 506, 34, 498A, 504, 323, 354 OF IPC AND SECTION 3 AND 4 DOWRY PROHIBITION ACT ON THE FILE OF II ADDITIONAL CIVIL JUDGE (SR.DN.) AND J.M.F.C., DAVANAGERE DISTRICT BY ALLOWING THIS PETITION.

THESE PETITIONS, COMING ON FOR FINAL HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

1. Learned counsel for the petitioners has filed a memo seeking permission of this Court to withdraw these petitions.

2. Learned counsel for complainant/respondent, however, opposes the said prayer on the ground that petitioners have not

co-operated with the police for the purpose of investigation nor have they come forward for settling the dispute with the respondent.

3. Since petitioners have filed a memo seeking permission of this Court to withdraw the petitions unconditionally, I am of the opinion that objections raised by the complainant/respondent cannot come in the way of this Court permitting the petitioners to withdraw the petitions.

4. The memo filed in these petitions are taken on record. Accordingly, these petitions are dismissed as withdrawn.

5. Investigation Officer, however, shall expedite the investigation and submit final report as expeditiously as possible but not later than a period of three months from today.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

DN
List No.: 2 Sl No.: 16