HC-KAR

NC: 2026:KHC:63881
WP No. 23768 of 2022

CNR: KAHC010548322022

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 18TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE V SRISHANANDA

WRIT PETITION NO. 23768 OF 2022 (GM-RES)

BETWEEN:

MR. DEVARAJU,
S/O THIMMEGOWDA,
AGED ABOUT 48 YEARS,
R/O GADENAHALLI,
DUDDA HOBLI, HASSAN TALUK,
HASSAN DISTRICT.

...PETITIONER

(BY SRI. B.M. MOHAN KUMAR, ADVOCATE)

AND:

1. STATE OF KARNATAKA,
   REP. BY ITS SECRETARY TO HOME
   DEPARTMENT, VIDHANA SOUDHA,
   BENGALURU-560001.

2. THE DIRECTOR GENERAL OF POLICE,
   STATE OF KARNATAKA,
   POLICE CORNER,
   NRUPATHUNGA ROAD,
   BEGNALURU-560001.

3. SUPERINTENDENT OF POLICE,
   HASSAN DISTRICT,
   HASSAN-573201.

4. STATE BY SHANTHIGRAMA POLICE,
   BY ITS STATION HOUSE OFFICER.

Digitally signed by CHETAN B C
Location: High Court of Karnataka

THE RESPONDENTS ARE
REPRESENTED BY SPP,
HIGH COURT OF KARNATAKA,
BENGALURU-560001.

…RESPONDENTS

(BY SMT. K.P. YASHODHA, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA READ WITH SECTION 482 OF THE CODE OF CRIMINAL PROCEDURE, 1973 PRAYING TO DIRECT THE RESPONDENTS TO CONSIDER THE REPRESENTATION DATED 17/07/2021 PRODUCED AT ANNEXURE-E, REPRESENTATION DATED 20/07/2021 PRODUCED AT ANNEXURE-F, REPRESENTATION DATED 22/07/2021 PRODUCED AT ANNEXURE-G AND REPRESENTATION DATED 29/09/2021 PRODUCED AT ANNEXURE-H AND TO CONDUCT FURTHER INVESTIGATION OF THE CRIME NO. 84/2021 PRODUCED AT ANNEXURE-A AND THE COMPLAINT DATED 27/05/2021 PRODUCED AT ANNEXURE-B REGISTERED FOR OFFENCES PUNISHABLE 302 R/W SEC 149 OF IPC WHICH IS NOW PENDING IN SC NO. 33/2022 ON THE FILE OF HON'BLE COURT OF THE V ADDL. DIST. AND SESSIONS JUDGE AT HASSAN VIDE ANNEXURE-C.

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

CORAM: HON'BLE MR. JUSTICE V SRISHANANDA

ORAL ORDER

Heard Sri.B.M.Mohan Kumar, learned counsel for the petitioner, Smt.K.P.Yashodha, learned Additional Government Advocate for the respondents.

2. An affidavit of the Investigation Officer is filed by the learned Additional Government Advocate on instructions.

3. Petition is filed under Article 226 of the Constitution of India read with Section 482 of the Code of Criminal Procedure, by the petitioner with the following prayers:

> *"i. Issue a writ/order/ direction in the nature of mandamus directing the Respondents to consider the Representation dated 17.07.2021-produced at Annexure-E, Representation dated 20.07.2021 produced at Annexure-F, Representation dated 22.07.2021 produced at Annexure-G and Representation dated 29.09.2021 produced at Annexure-H and to conduct further investigation of the Crime No.84/2021 produced at Annexure-A and the Complaint dated 27/05/2021 produced at Annexure-B registered for offences punishable 302 read with Section 149 of IPC which is now pending in SC No.33/2022 on the file of Hon'ble Court of the V Additional District and Sessions Judge at Hassan; Vide Annexure C.*
>
> *ii. Pass such other and further orders as this Hon'ble Court may deem fit to grant in the circumstances of the case, in the interests of justice and equity."*

4. In view of the affidavit filed and also taking note of the fact that the Investigation Agency was not required to file

charge sheet for the offence under Section 304 Part II of the Indian Penal Code, having regard to the attendant facts and circumstances, the additional evidence, if any, placed by the petitioner to be taken note of by the Investigation Agency and appropriate additional report under Section 173(8) of the Code of Criminal Procedure, is ordered to be filed by the Investigation Agency as Additional/Supplementary Charge sheet.

5. With that direction, petition stands disposed of.

Sd/-
(V SRISHANANDA)
JUDGE

CBC
List No.: 1 Sl No.: 33