HC-KAR

NC: 2026:KHC:61831
CRL.P No. 13073 of 2026

CNR: KAHC010579062026

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. 13073 OF 2026

(407(Cr.PC) / 447(BNSS)

BETWEEN:

1. SMT POORNIMA G
   W/O. MANJUNATH,
   AGED ABOUT 42 YEARS,
   ASSISTANT PUBLIC PROSECUTOR,
   TIPTUR JMFC COURT.
   R/O. SHANTHAPPA LAYOUT,
   MARUTHI NAGAR, ARSIKERE-573103,
   HASSAN DISTRICT.

...PETITIONER

(BY SRI. PARAMESHWAR N. HEGDE, ADVOCATE)

AND:

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

1. ANTI-CORRUPTION BUREAU
   TUMAKURU DIVISION,
   NOW LOKAYUKTHA P.S,
   REPRESENTED BY ITS SPL.PP,
   M.S. BUILDING,
   BANGALORE-01

2. R.NAGARAJAIAH,
   S/O. LATE RANGAPPA,
   AGED ABOUT 53 YEARS,
   RANGE FOREST OFFICER,
   CHIKKANAYAKANAHALLI,
   TURVEKERE, TUMKURU.
   R/O. MADUGONDANAHALLI,
   URDIGERE HOBLI, TUMKUR TALUK.

RESPONDENTS

(BY SRI. B.S. PRASAD,ADVOCATE)

THIS CRL.P IS FILED U/S 407 CR.PC (FILED U/S 447 BNSS) BY THE ADVOCATE FOR THE PETITIONER PRAYING THAT THIS HONOURABLE COURT MAY BE PLEASED TO TRANSFER ENTIRE PROCEEDINGS IN SPL.C.C.NO.41/2021 REGISTERED FOR THE OFFENCE PUNISHABLE UNDER SECTION 7a AND 7A OF THE PREVENTION OF CORRUPTION ACT PENDING ON THE FILE OF 7TH ADDL. DISTRICT AND SESSIONS JUDGE, TUMKURU TO ANY OTHER SPECIAL COURT HAVING THE JURISDICTION UNDER THE PROVISIONS OF PREVENTION OF CORRUPTION FOR BETTER ADJUDICATION.

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

CORAM: **HON'BLE MR. JUSTICE S VISHWAJITH SHETTY**

ORAL ORDER

This petition is filed under Section 407 of Cr.P.C. with a prayer to transfer the entire proceedings in Special C.C. No.41/2021, pending before the Court of 7th Additional District and Sessions Judge and Special Judge, Tumakuru, arising out of Crime No.10/2019, registered by the Lokayukta Police, Tumakuru, for offences punishable under Section 7a, of Prevention of Corruption Act 1988, to some other Special Court having jurisdiction.

2. Heard the learned counsel for the parties.

3. Learned counsel for the petitioner after arguing the matter for some time submits that, though there was an interim order operating in Crl.P.No.6693/2021 which was filed by the petitioner seeking quashment of the proceedings in the present case., the Trial Court had issued non-bailable warrant against her and also had taken a coercive steps. Subsequently, on certain dates, petitioner could not appear before the Trial Court, for reasons beyond her control, and even on the said dates, coercive steps have been taken against the petitioner and her prayer to re-call NBW was rejected and she was taken to custody. He submits that it is under these circumstances, affidavit was filed by the petitioner before the Trial court stating that she has no confidence in the court and had sought for transfer of the case to some other court.

4. He further submits that before the Trial Court, statement of the accused under Section 313 of Cr.P.C. has been already recorded and the case is now at the stage of recording further cross examination of P.W.11 at the instance of accused No.2. He submits that considering the stage of the case and also the background in which the affidavit was filed, this petition may be disposed of with an observation that the Trial court shall hear and dispose of the main case without being influenced or prejudiced by the affidavit filed by the petitioner before the trial court expressing no confidence in the Court.

5. The said submission is placed on record.

6. Learned counsel for the respondent submits that further cross-examination of PW11 at the instance of accused No.2 is already completed.

7. Having heard the learned counsel appearing for the parties, the petition is **disposed of** requesting

the Trial Court to expedite the trial and dispose of the main case at the earliest on its merits, without being influenced or prejudiced by the affidavit filed by the petitioner before the trial court expressing no confidence in the Court.

8. In view of disposal of the main petition, I.A.No.2/2026 does not survive for consideration and stands disposed of.

Ordered accordingly.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

HR-List No.: 1 Sl No.: 33