HC-KAR

NC: 2026:KHC:60285
CRL.P No. 12930 of 2026

CNR: KAHC010580112026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

CRIMINAL PETITION NO. 12930 OF 2026 (482(Cr.PC) / 528(BNSS))

BETWEEN:

K V SUDHAKARAN
S/O K.R. VELAYUDHAN,
AGED ABOUT 83 YEARS,
NO.117/118, (OLD NO.47),
RAMACHANRA PURA,
JALAHALLI POST,
VIDYARANYAPURA - 560013,
BENGALURU

REPRESENTED BY HIS COURT-APPOINTED
GUARDIAN

SMT. LALITHA SUDHAKARAN,
AGED ABOUT 71 YEARS,
W/O K.V. SUDHAKARAN,
RESIDING AT THOPPIL HOUSE,
PARAVUTHARA, PARAVUR P.O.,
PARAVUR, ERNAKULAM
DISTRICT, KERALA - 683513

APPOINTED AS GUARDIAN BY THE JUDGMENT AND
ORDER DATED 07.03.2026 PASSED BY THE
HON'BLE ADDITIONAL DISTRICT JUDGE-I,
NORTH PARAVUR, IN O.P.
(MENTAL HEALTH) NO.23/2024

...PETITIONER

(BY SRI. SREEKANTH K M., ADVOCATE)

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RAMNATH HEGDE

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AND:

1. STATE OF KARNATAKA
   VIDYARANYAPURA POLICE STATION,
   REPRESENTED BY THE STATE PUBLIC PROSECUTOR,
   HIGH COURT OF KARNATAKA,
   BENGALURU -560001.

2. SMT. NEELAM JIT KAUR,
   D/O. BAHADUR SINGH,
   AGED ABOUT 50 YEARS,
   RESIDING AT FLAT NO. S-1, NO.122/123,
   GAYATHRI ENCLAVE, 3RD CROSS,
   PATEL PILLE GOWDA LAYOUT,
   RAMACHANDRAPURA,
   BENGALURU 560013

…RESPONDENTS

(BY SRI. NAGHARISH G.S., HCGP FOR R1
R2 SERVED)

THIS CRL.P IS FILED U/S 482 CR.PC (FILED U/S 528 BNNS) BY THE ADVOCATE FOR THE PETITIONER PRAYING TO QUASH THE ENTIRE PROCEEDINGS IN C.C.NO.12908/2021 PURSUANT TO THE REGISTRATION OF FIR IN CR.NO.177/2020 REGISTERED BY THE VIDYARANYAPURA P.S. BENGALURU CITY ON THE FILE OF VII A.C.J.M BENGALURU REGISTERED FOR THE OFFENCE P/U/S 504,354,354A,324 OF IPC AND SEC.11 OF PREVENTION OF CRUELTY TO ANIMALS ACT 1960.

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

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL ORDER

Heard the learned counsel for the petitioner, learned HCGP for respondent No.1, and respondent No.2 – party-in-person.

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2. This petition is filed to quash the charge sheet in CC No.12908/2021 which is registered pursuant to the registration of FIR in Crime No.177/2020. FIR was registered before Vidyaranyapura Police Station. The matter is pending before VII Additional Chief Metropolitan Magistrate, Bengaluru.

3. The offences alleged are under Sections 504, 354, 354A, 324 of the Indian Penal Code, 1860 read with Section 11 of the Prevention of Cruelty to Animals Act, 1960.

4. Learned counsel for the petitioner would submit that, the petitioner is suffering from bipolar disease and he is not in a position to defend the prosecution which is alleged against him.

5. It is further submitted that all the allegations are false and a false case is filed against the petitioner, and the charge sheet is filed without there being any material.

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6. Learned HCGP would submit that the complaint is investigated and charge sheet is filed, wound certificate is enclosed along with the charge sheet, and at the time of alleged incident, the petitioner was fit and even now, petitioner is fit and is in a position to face the trial.

7. The Court has considered the contentions raised in the bar and perused the records.

8. From the contents of the complaint and charge sheet materials, it is noticed that in case the allegations are true, the same constitute offence. Whether the alleged incident has taken place or not has to be decided after trial as the contentions raised by the petitioner are based on disputed questions of facts.

9. Learned counsel for the petitioner, at this juncture, would submit that since the petitioner is not physically and mentally fit, petitioner cannot be tried and he has moved an application to enforce his rights available

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to disabled persons, and the same is not taken on record by the Trial Court.

10. The Court is of the view that in case the petitioner is entitled to move any application, such application shall be filed in accordance with law and the Trial Court shall consider the same in accordance with law.

11. With these observations, the petition is ***dismissed***.

12. It is made clear that this Court has not expressed anything on the merits of the petitioner's contentions or the contentions of respondent No.2. All the contentions are kept open.

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(ANANT RAMANATH HEGDE)
JUDGE

PA
List No.: 1 Sl No.: 46