HC-KAR
NC: 2026:KHC:63936
CRL.P No. 13972 of 2026
CNR: KAHC010617312026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 18TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

CRIMINAL PETITION NO. 13972 OF 2026

BETWEEN:

SRI. ILLYAS ALI,
S/O SHAIK PEER,
AGED ABOUT 70 YEARS,
R/AT NO.16/66 SRK GARDEN,
JAYANAGAR EAST, BANGALORE-560041.

…PETITIONER

(BY SMT. RAJESHWARI M,ADVOCATE)

AND:

1. STATE OF KARNATAKA,
   BY COMMERCIAL STREET POLICE,
   REPRESENTED BY ITS
   STATE PUBLIC PROSECUTOR,
   HIGH COURT COMPLEX,
   BANGALORE-560001.

2. SRI. ATHIQUE AHMED,
   S/O LATE MOHAMMED USMAN,
   AGED ABOUT 55 YEARS,
   R/AT NO. 19/4, VENKATASWAMY NAIDU ROAD,
   SHIVAJINAGAR, BANGALORE-560001.

…RESPONDENTS

(BY SRI NAGHARISH G S, HCGP FOR R1)

THIS CRL.P IS FILED U/S 482 CR.PC (FILED U/S 528 BNSS) BY THE ADVOCATE FOR THE PETITIONER PRAYING THAT THIS HONOURABLE COURT MAY BE PLEASED TO QUASH THE PROCEEDINGS IN CC NO. 59773/2026, IN CRIME NO. 80/2024, FOR THE OFFENCE PUNISHABLE U/S 341, 324, 504, 506, 149 OF IPC, PENDING ON THE FILE OF X ACMM, MAY

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ANANT RAMNATH HEGDE

HALL, BANGALORE.I.A.NO.1/2026 FOR STAY.I.A.NO.1/2026 FILED BY THE ADVOCATE FOR THE PETITIONER PRAYING TO STAY ALL FURTHER PROCEEDINGS IN C.C.NO.59773/2026, IN CRIME NO. 80/2024, FOR THE OFFENCE PUNISHABLE U/S 341, 324, 504, 506, 149 OF IPC, PENDING ON THE FILE OF X ACMM, MAY HALL, BANGALORE.

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

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL ORDER

Learned HCGP accepts notice on behalf of the first respondent-State.

2. Petition is filed to quash the proceedings in C.C. No.59773/2026 pending on the file of X ACMM, Mayo Hall, Bengaluru on the ground that the complaint is filed 8 months after the alleged incident.

3. Learned counsel for the petitioner would submit that the wound certificate is dated 01.06.2024, as such, the said wound certificate cannot be referred to as the wound relating to the alleged incident.

4. Learned HCGP would submit that wound certificate would reveal that on 15.09.2023 i.e. on the date of the incident

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itself, the victim visited the hospital and has taken the treatment. Merely because the police has collected the wound certificate on 01.06.2024 it cannot be said that the victim went to the hospital on 01.06.2024.

5. The Court has also considered the rest of the grounds as in the petition. All grounds are based on disputed questions of facts. There is an allegation of assault and the police have also collected the wound certificate. Matter requires trial.

6. Hence, the petition is ***dismissed***.

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(ANANT RAMANATH HEGDE)
JUDGE

CHS
List No.: 1 Sl No.: 5