HC-KAR

NC: 2026:KHC:63909
CRL.P No. 16838 of 2026

CNR: KAHC010754522026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 17TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

CRIMINAL PETITION NO. 16838 OF 2026

BETWEEN:

1. SRI DARSHAN,
   S/O BASAVARAJU,
   AGED ABOUT 27 YEARS,

2. SMT. SARASWATHAMMA,
   W/O. BASAVARAJU,
   AGED ABOUT 48 YEARS,
   BOTH 1 AND 2 RESIDING AT
   KOTE BELUR ROAD,
   GANDHINAGAR, C/O. VIJAYALAXMI BUILDING,
   CHIKKAMAGALURU TOWN,
   CHIKKAMAGALURU DISTRICT,
   KARNATAKA-577101.

3. SMT KUSUMA E,
   W/O DARSHAN, D/O. ERANNA M.,
   AGED ABOUT 23 YEARS,
   RESIDING AT NO. 15,
   BASAVESHVAR NILAYA,
   BRAHMA KUMARI ROAD,
   WARD NO.15, 2ND CROSS,
   M.V. EXTENSION, HOSAKOTE TOWN,
   BENGALURU RURAL DISTRICT,
   KARNATAKA - 562114.

...PETITIONERS

(BY SRI MANJUNATHA NAIK N R,ADVOCATE)

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AND:

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

…RESPONDENT

(BY SRI NAGHARISH G S, HCGP)

THIS CRL.P IS FILED U/S 482 CR.P.C (U/S 528 BNSS) BY THE ADVOCATE FOR THE PETITIONER PRAYING THAT THIS HONOURABLE COURT MAY BE PLEASED TO a) QUASH THE FIR IN CR.NO.82/2026 DTD 18.04.2026.b) QUASH THE ENTIRE CHARGE SHEET/FINAL REPORT NO.73/2026 AND THE ENTIRE CONSEQUENTIAL CRIMINAL TRIAL FRAME WORK IN CC.NO.2656/2026 ARISING OUT OF CR.NO.82/2026 AGAINST THE PETITIONER NOs.1 AND 2 REGISTERED BY HOSAKOTE P.S., FOR THE OFFENCES P/U/S 85 AND 3(5) OF BNS, 2023.

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

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL ORDER

Learned counsel for the petitioners, petitioners and the learned High Court Government Pleader are present.

2. This petition is filed to quash the charge sheet and the Final Report No.73/2026 in C.C.No.2656/2026 arising from Crime No.82/2026 registered by Hoskote Police Station,

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Bengaluru for the offences under Sections 85 and 3(5) of Bharatiya Nyaya Sanhita, 2023.

3. Learned counsel for the petitioners would submit that the dispute is amicably settled.

4. Petitioner No.1 and the complainant have agreed to seek dissolution of marriage through mutual consent and it is submitted that the petition seeking divorce is pending before the Trial Court.

5. The Court has made enquiry with petitioner No.3 who is the complainant, as to whether she is interested in prosecuting the matter.

6. The complainant submits that she has no intention to prosecute the matter in view of the settlement arrived among the parties.

7. Since the complainant herself has joined accused No.1 and 2 to quash the proceedings and since the accused No.1-husband is also submitting that they are moving petition

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for mutual divorce, the Court is of the view that the petition has to be allowed and the proceedings are to be quashed.

8. Hence, the following:

ORDER

(i) The Criminal Petition is ***allowed***.

(ii) Final Report No.73/2026 in C.C.No.2656/2026 arising from Crime No.82/2026 registered by Hosakote Police Station, Bengaluru are quashed.

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ANANT RAMNATH HEGDE

(ANANT RAMANATH HEGDE)
JUDGE

GVP
List No.: 5 Sl No.: 1