HC-KAR

NC: 2026:KHC:611
CRL.P No. 17371 of 2025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 6TH DAY OF JANUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.NAGAPRASANNA

CRIMINAL PETITION NO. 17371 OF 2025

BETWEEN:

SHRI. DARSHAN S.,
AGED ABOUT 30 YEARS,
S/O SHRI. PREM SAHA,
RESIDING AT NO.1, GROUND FLOOR,
KAMADENU BUILDING, OLD POST OFFICE ROAD,
MAYASANDRA, ATTIBELE HOBLI, ANEKAL TALUK,
BENGALURU – 562 107.

…PETITIONER

(BY SRI. ABISHEK N. N., ADVOCATE)

AND:

1. STATE OF KARNATAKA,
   BY SHANKARAPURA POLICE STATION,
   REPRESENTED THROUGH
   THE STATE PUBLIC PROSECUTOR,
   HIGH COURT OF KARNATAKA,
   BENGALURU – 560 001.

2. SHRI. SANTHOSH KUMAR,
   AGED ABOUT 35 YEARS,
   S/O SHRI. VIJAY KUMAR,
   RESIDING AT NO.17, 4TH CROSS,
   SHANKARAPURA, BENGALURU – 560 004.

…RESPONDENTS

(BY SRI. VINAY MAHADEVAIAH, HCGP FOR R1;

Digitally signed by NAGAVENI
Location: High Court of Karnataka

SRI. JAGADISH M. L., ADVOCATE FOR R2)

THIS CRL.P IS FILED U/S 482 CR.PC (FILED U/S 528 BNSS) PRAYING TO QUASH THE ENTIRE PROCEEDINGS IN CR.NO.80/2025, DTD. 11.09.2025, PENDING BEFORE THE HONBLE XXXVII ADDL. CJM, BENGALURU FOR THE OFFENCE U/S. 66(c) AND 66(d) OF I.T. ACT AND SEC.318(4) OF BNS, 2023 AGAINST THE PETITIONER/ACCUSED NO.2, I.E., (ORDER SHEET IN CR.NO.80/2025 (REQUISITION).

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

CORAM: **HON'BLE MR. JUSTICE M.NAGAPRASANNA**

ORAL ORDER

The petitioner is before this Court, seeking the following prayer:

> "WHEREFORE, it is humbly prayed to this Hon'ble Court may be pleased to Call for Records and Quash the entire Proceedings in Crime No.80/2025, Dated: 11.09.2025, pending before the Hon'ble XXXVII Addl. Chief Judicial Magistrate, Bengaluru for the Offence under Section 66(c) and 66(d) of Information Technology Act and Section 318(4) of Bharatiya Nyaya Sanhita, 2023 against the Petitioner/Accused No.2, i.e., (Order Sheet in Crime No.80/2025 (Requisition) and Grant such other relief as this Hon'ble Court deems fit in the circumstances of the case, in the interest of justice."

2. Heard Sri. Abishek N.N., learned counsel appearing for the petitioner, Sri. Vinay Mahadevaiah, learned HCGP appearing for respondent No.1, Sri. Jagadish M.L., learned

counsel appearing for respondent No.2 and have perused the material on record.

3. During the pendency of the proceedings, the parties to the *lis* have settled the dispute among themselves and have filed the memorandum of joint compromise petition along with an affidavit. The memorandum of joint compromise petition reads as follows:

> **"MEMORANDUM OF JOINT COMPROMISE PETITION**
>
> The Petitioner and the Respondent No.2 herein above pray as follows:
>
> "1. It is submitted that, the Petitioner is implicated in the Crime No.80/2025, Dated: 11/09/2025 on the complaint of the Informant against petitioner and others and same was registered by the respondent under Offence under Section 66(c) and 66(d) of Information Technology Act and Section 318(4) of Bharatiya Nyaya Sanhita, 2023, pending before the Hon'ble XXXVII Addl. Chief Judicial Magistrate, Bengaluru.
>
> 2. It is alleged in the complaint that, he is residing at the address as shown in the complaint and running a business in the name of Bio Likwa Research Pvt. Ltd and holding a position of Director and he is having friend namely Tejaswi and during March 2025, he asked the informant to invest online betting and to earn crore money and based on the same on 13/06/2025, he searched through google online betting and got a call from 9901555553 and he introduced himself as Shashikiran and told about Tamil Nadu Premiere and if the informant invest amount, he will get double amount and if anything goes wrong, he is responsible for the same and based on the same, on 13/06/2025 from the account of Axis bank Account bearing No.924010010586938 he transferred Rs.30 Lakhs etc are alleged.

3. It is further alleged that, after the same through whatsapp, he sent link of http://roarexchange.com link and on 25/06/2025 at about 7pm he opened the said link and got the match details of Trichy Grand Cholas V/s Madurai Panthers and he played for Trich grand cholos and won the match at about 11 hours, shashikiran sent message stating congrats and on 26/06/2025 he told that, he will send amount of Rs.50 lakhs, but the same was not remitted and he did not bring the amount too and tried contacting him, but he did not responded and given abnormal replied and later lodged complaint etc are alleged in the complaint.

4. Based on the above complaint, the respondent police have registered a false case against the petitioner initially and later as per the statement of the Accused No. 1, Accused No.2 is implicated in Crime No.80/2025 for an offence punishable under Section 66(c) and 66(d) of Information Technology Act and Section 318(4) of Bharatiya Nyaya Sanhita, 2023. Hence the petitioner is approaching before this Hon'ble Court among other facts and grounds.

5. Based on the above complaint, the respondent police have registered a case against the Accused No.1 namely Shashikiran and subsequently, the respondent police have given requisition to add the petitioner as Accused No.2 and one more person namely Vivek patil in the said crime based on the statement of the Accused No.1. Since, the Petitioner herein has settled the entire amount and same is settled and transferred through the DD No.890430, for a sum of Rs.30,00,00/-, DD No.890428, for a sum of Rs.30,00,000/- DD No. 890429, for a sum of Rs.40,00,000/- and in total the Petitioner transferred a sum of Rs.1,00,00,000/-in favour of the Respondent No.2 and same is remitted to his account. Since there is no any kind of further claim by the respondent No.2 against any of the accused nor any third person, the Respondent No.2 is consenting the above petition and same may be quashed the entire proceedings and the Respondent No.2 is not having any kind of future claims in any kind against the petitioner or any other accused in the above crime in any kind. Hence this Joint Petition.

6. It is submitted that, the informant undertakes that, they he will not file any other case pertains to the above subject matter in any kind. Hence this petition.

7. It is submitted that, this is the full and final settlement between the petitioner and the respondent No.2 in all aspects and there is no claim of any kind between the petitioner and the respondent forthwith. The respondent No.2 has also undertaken that he will not file any kind of cases against the petitioner on any of the reasons since this is the full and final settlement.

8. It is submitted that, the petitioner and the respondent No.2 have agreed and consented voluntarily by seeking leave of this Hon'ble Court to quash the FIR in Crime No.80/2025, Dated: 11/09/2025 for the offence punishable under Section 66(c) and 66(d) of Information Technology Act and Section 318(4) of Bharatiya Nyaya Sanhita, 2023 and the above petition may be allowed in terms of this Joint Compromise Petition.

9. It is submitted that, the above terms and conditions of this compromise petition are fixed and decided by both the petitioner and the Respondent No.2 with their free consent and without any coercion and undue influence. The Copy of the DD paid in favour of the Respondent no.2 is produced at Document No.1.

Wherefore, the above petition filed by the Petitioner and the Respondent No.2 be pleased to permit to compromise and quash FIR Crime No.80/2025, Dated:11/09/2025, Registered by Shankarapura Police Station, Bengaluru, for the offence punishable under Section 66(c) and 66(d) of Information Technology Act and Section 318(4) of Bharatiya Nyaya Sanhita, 2023, pending before the Hon'ble XXXVII Addl. Chief Judicial Magistrate, Bengaluru, in the interest of justice."

4. In the light of application for compounding being filed along with the memorandum of joint compromise petition and offences not being against the State, I deem it appropriate

to accept the compounding application and terminate the proceedings against the petitioner in the subject petition.

5. For the aforesaid reasons, the following:

ORDER

i. Criminal Petition stands **disposed**.

ii. Proceedings pending in Crime No.80/2025 pending before the Hon'ble XXXVII Addl. Chief Judicial Magistrate, Bengaluru, for the offences punishable under Sections 66(c) and 66(d) of Information Technology Act and Section 318(4) of Bharatiya Nyaya Sanhita, 2023 *qua* the petitioner-accused No.2 stands quashed.

iii. The settlement shall not be applicable to any other accused in the crime.

Sd/-
(M.NAGAPRASANNA)
JUDGE

CBC
List No.: 1 Sl No.: 118