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Nishanth vs State of Karnataka

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Court : Karnataka

Decided On : Mar-28-2025

Judge : Hemant Chandangoudar

Appeal No. : CRL.P/2777/2025

Appellant : Nishanth

Respondent : State of Karnataka

Judgement :

-1-

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF MARCH, 2025 BEFORE THE HON'BLE MR JUSTICE HEMANT CHANDANGOUDAR CRIMINAL PETITION NO. 2777 OF 2025 (482(Cr.PC) / 528(BNSS)) BETWEEN:

1. NISHANTH

BENGALURU, BENGALURU CITY, KARNATAKA (AS PER FIR) NISHANTH, AGED ABOUT 21 YEARS S/O MOHAN KUMAR 1155, BRAHMANARA BEEDI CHIKNAYAKANAHALLI(R) TUMKUR DISTRICT KARNATAKA-572214 (AS PER AADHAR CARD JUDICIAL CUSTODY)

Digitally signed by PETITIONER R HEMALATHA (BY SRI. UTSAV GOWDA P S., ADVOCATE) Location: High Court of Karnataka AND:

1. STATE OF KARNATAKA MALLUNDUR POLICE REP BY SPP HIGH COURT COMPLEX BANGALORE -560001.

2. CHANDRASHEKHAR S

S/O LATE JULEGOWDA AGED ABOUT 47 YEARS ANNAPOORNESHWARI ESTATE, -2- WRITER, KOLGAME VILLAGE JAGARA HOBLI CHIKKAMAGALURU KARNATAKA-577101 RESPONDENTS (BY SRI. ANOOP KUMAR M V, HCGP FOR R1) THIS CRL.P IS FILED U/S 482 CR.P.C (U/S 528 BNSS) RAYING TO SET ASIDE THE ORDER DTD 24.02.2025 PASSED BY THE HONBLE II ADDITIONAL SENIOR CIVIL JUDGE AND JMFC, AT CHIKMAGALUR, FOR THE OFFENCE P/U/S 187(3) OF BNSS, IN CC.NO.128/2025, ARISING OUT OF CR.NO.62/2024 OF MALLUNDUR P.S., CHIKMAGALUR. THIS PETITION, COMING ON FOR ORDERS, THIS DAY,

ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR JUSTICE HEMANT CHANDANGOUDAR

ORAL ORDER

The petitioner was released citing that the grounds of arrest were not served on him at the time of arrest, which is in violation of Article 22(1) of the Constitution of India. The petitioner having been released, the relief sought for in this petition does not survive for consideration. The interim order granted on 28.2.2025 is made absolute. Accordingly, the petition is disposed of. Sd/- (HEMANT CHANDANGOUDAR) JUDGE BKM List No.: 1 Sl No.: 178

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