

Sri Prasanna vs the State by

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Court : Karnataka

Decided On : Feb-07-2025

Judge : S.R.Krishna Kumar

Appeal No. : WP/13789/2022

Appellant : Sri Prasanna

Respondent : The State by

Judgement :

-1-

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 7TH DAY OF FEBRUARY, 2025 BEFORE THE
HON'BLE MR JUSTICE S.R.KRISHNA KUMAR WRIT PETITION NO.
13789 OF 2022 (GM-RES) BETWEEN:

1. SRI PRASANNA AGED ABOUT 59 YEARS R/A NO.5, NEW
EXTENSION
2. SRI. DINESH AGED ABOUT 43 YEARS, R/A NO. 5, NEW
EXTENSION,

3. SRI. ABHISHEAK S/O PRASANNA AGED ABOUT 25 YEARS, R/A NO. 5, NEW EXTENSION Digitally signed by

LEELAVATHI

4. SRI. VISHVESHWARA REDDYSR

PETITIONERS (BY SRI. LAKSHMI NARAYANA, SENIOR ADVOCATE FOR SMT. ANUSHA L., ADVOCATE) AND:

1. THE STATE BY SUB INSPECTOR OF POLICE KOLAR TOWN POLICE STATION, KOLAR 563101 -2- REPRESENTED BY SPP, HIGH COURT OF KARNATKA BUILDING, BENGALURU 560001

2. SRI. CHANDRA SHEKAR R.,

S/O LATE RANGARAJU, AGED ABOUT 48 YEARS, WORKING AS EXECUTIVE ENGINEER O/O EXECUTIVE ENGINEER, PWD DEPARTMENT, MECHE CIRCLE KOLAR TOWN, KOLAR 563101 RESPONDENTS (BY SRI. THEJESH P., HCGP FOR R1 AND R2) THIS WRIT PETITION IS FILED UNDER ARTICLE 226 AND 227

OF THE CONSTITUTION OF INDIA R/W SECTION 482 OF CODE OF CRIMINAL PROCEDURE, 1973 PRAYING TO QUASH THE FIR IN CRIME NO.0147/2021 REGISTERED ON 30.10.2021 (ANNEXURE-F) BY THE KOLAR TOWN POLICE PENDING ON THE FILE OF HONBLE PRINCIPAL CIVIL JUDGE (SR.DIVISION) AND CJM, KOLAR AGAINST THE PETITIONERS FOR THE ALLEGED OFFENCES PUNISHABLE UNDER SECTION 143, 341, 353, 504 AND 149 OF IPC AS CONTINUATION OF THE CRIMINAL PROCEEDINGS WOULD AMOUNTS TO AN ABUSE OF THE PROCESS OF LAW AND ETC.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY,

ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR JUSTICE S.R.KRISHNA KUMAR

ORAL ORDER

Learned counsel for the petitioners has filed a memo seeking leave of this Court to withdraw the petition on the ground that since Police have filed the charge sheet in C.C.No.709/2024, the petition has become infructuous reserving liberty to file a fresh petition -3- assailing the criminal proceedings in C.C.No.709/2024 in terms of the charge sheet filed by the respondent-Police. The aforesaid memo is placed on record. Accordingly, the petition is dismissed as withdrawn with liberty as aforesaid. Sd/- (S.R.KRISHNA KUMAR) JUDGE MDS List No.: 3 SI No.: 0

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