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Ashok Kumar Adiga vs State of Karnataka

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Court : Karnataka Orders

Decided On : Mar-27-2024

Judge : M.Nagaprasanna

Appeal No. : WP/4188/2024

Appellant : Ashok Kumar Adiga

Respondent : State of Karnataka

Judgement :

-1-

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF MARCH, 2024 BEFORE THE HON'BLE MR JUSTICE M.NAGAPRASANNA WRIT PETITION NO. 4188 OF 2024 (GM-RES) BETWEEN: ASHOK KUMAR ADIGA S/O A.V.R. ADIGA, AGED 60 YEARS, R/A NO.288, 3 A CROSS, 2ND BLOCK, 3RD STAGE BASAVESHWARANAGAR, PETITIONER (BY SRI. VINOD KUMAR M., ADVOCATE) AND:

1. STATE OF KARNATAKA

BY BASAVESHWARA NAGAR POLICE STATION, BASAVESHWARA NAGAR Digitally signed BANGALORE - 560079 by NAGAVENI REP. BY ITS: STATE

PUBLIC PROSECUTOR, Location: HIGH COURT OF HIGH COURT OF KARNATAKA KARNATAKA BANGALORE - 560001

2. SRI SIDDAPPA GOWDA POLICE CONSTABLE, AGED 26 YEARS, BASAVESHWARANAGAR POLICE STATION RESPONDENTS (BY SRI. K.SHASHIKIRAN SHETTY, AG A/W SRI. KIRAN KUMAR, HCGP FOR R1) -2- THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF

THE CONSTITUTION OF INDIA PRAYING TO QUASH THE FIR IN CRIME NO.418/2023 BASAVESHWARA NAGARA POLICE STATION, FOR THE OFFENCES PUNISHABLE U/S 353, 506 R/W SECTION 34 OF IPC PENDING IN THE FILE OF THE V ADDITIONAL CHIEF METROPOLITAN MAGISTRATE AT BANGALORE, PRODUCED AT ANNEXURE-A IN SO FAR AS THE PETITIONER IS CONCERNED, HOLDING THAT IT IS AN ABUSE OF PROCESS OF LAW. THIS PETITION, COMING ON FOR ORDERS, THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

Heard the learned counsel Sri.Vinod Kumar M., appearing for the petitioner and the learned Advocate General Sri.K.Shashikiran Shetty along with the learned High Court Government Pleader Sri.Kiran Kumar, appearing for respondent No.1.

2. The petition is filed calling in question, crimes registered against the petitioner for several offences as indicated in the FIR, so registered.

3. Learned counsel Sri.Vinod Kumar M., representing

the petitioner after arguing the matter at length would seek leave of this Court to withdraw this petition, and reserve liberty -3- to challenge the same, if the final report filed by the Police after investigation, would go against him.

4. The liberty so sought is granted, the petition is disposed as withdrawn. Sd/- JUDGE KG List No.: 1 Sl No.: 0

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