

IN THE COURT OF THE CIVIL JUDGE AND ADDL. J.M.F.C AT TARIKERE

PCR.No.191/2025

COMPLAINANT

Sri. Mownesh.K.A

vs.

ACCUSED

Sri. Deverappa and others

Date: 04.10.2025

Proceedings or Orders of the Judicial Officer

ORDERS

1. The private complaint is filed by the Complainant alleging offences under Section 318, 318(2), 318(4), 316(2) and 316(3) of BNS.

2. Learned Counsel for Complainant has also sought to refer the complaint to the jurisdictional police for investigation.

3. Heard and perused the case records.

4. In the complaint, it is alleged that the Accused No.1 to 3 had obtained an amount of Rs.2,15,000/- from the Complainant on the assurance that they would provide him with a house site. However, despite lapse of considerable time, the Accused persons failed to comply with such assurance and they have also failed to return the amount to the Complainant. In this regard, though the matter was taken up with the police, they have failed to take necessary action against the Accused persons. Hence, the present complaint.

5. On perusal of the case records, it appears that the case is based on a financial dispute between the parties, which can be proved by the Complainant by leading ocular evidence along with corroborative documentary evidence. In these circumstances, though the Complainant has sought the matter to be referred to the police for investigation, in view of the

above observations, it is found fit to direct the Complainant to prove his allegations by means of evidence in the Court rather than referring the Complaint to the police for investigation. With these observations, I proceed to pass the following -

ORDER

The prayer of the Complainant to refer the complaint for investigation is hereby rejected. However, the Complainant is at liberty to lead sworn statement and establish his allegations against the Accused persons.

For sworn statement of Complainant, Call on: 26.12.2025.

sd/-

C.J.& A.JMFC., Tarikere.