

Case is called out.

Respondent is present.

The counsel for respondent filed memo stating that application filed on 22-06-2026 may be dismissed as not pressed.

In view of memo the application filed on 22-06-2026 is hereby dismissed as not pressed. He filed another application U/Sec 446(3) of Cr.P.C.

In application it is stated that the respondent has executed surety bond to the accused in CC No. 748/2023. In said case the accused remained absent and violated bail condition. Hence this court has issued NBW to the accused. On 14-03-2026 said case was settled. The respondent who is surety as executed bond of Rs. 89,000/- in said case. Further it is stated that the respondent is having aged father and mother, wife and children. Except agricultural, he has no source of income. Hence the respondent prays that a lenient view may be taken while ordering the recovery of surety amount.

On perusal of records it appear that this petition has been registered against surety in view of absence of accused in C.C. No. 748/2023.

The respondent submitted that except agricultural he has no source of income and he has aged parents and wife and children were depending upon him. Hence lenient view may be taken while passing order. However considering the disposal of case in CC No.748/2023 and the request of the respondent, in the interest of justice and equity, I proceed to pass the following;

ORDER.

The application filed by the respondent U/Sec 446(3) of Cr.P.C. is hereby allowed.

The respondent is directed to pay fine amount of Rs.,10,000/-.

The office is directed to receive fine amount in accordance with law.

Sd/- 01-07-2026

I Addl. Senior Civil Judge and
JMFC., Haveri.

Case Advanced.

Respondent counsel present, filed application U/Sec., 446 of Cr.P.C., memo along with certified copy of CC 1259/2023, prayed to close the Cril Misc., petition.

This petition has been register against surety U/Sec., 446 of Cr.P.C, on perusal of Certified copy of the C.C. No. 1259/2023.

The accused and complainant have settled the matter on dated 03-06-2024. As per settlement accused paid entire cheque amount of Rs.,1,12,452/- to the complainant. Accordingly case is disposed on 03-06-2024.

On perusal of the order sheet before settle the matter already Cril Misc.,52/2024 has been registered against the surety. Therefore in interest of justice and equity surety is directed to pay fine amount of Rs., 500/-.

Office is directed to received fine amount in accordance with law.

Sd/- 15-01-2025

Addl. Senior Civil Judge and
JMFC., Haveri.

