

KAMS010004592019



**IN THE COURT OF THE IV ADDITIONAL DISTRICT AND
SESSIONS JUDGE, MYSURU**

Dated this the 17th day of December, 2024

:: PRESENT ::

Sri Mallanagouda, B.Com., LL.M.,
IV Addl. District & Sessions Judge,
Mysuru.

SC/21/2019

Complainant : The State Rep. by
Mandi Police Station,

[By learned **Public Prosecutor**]

V/s

Accused : Smt. M.B Vedavathi,
W/o V. Chandrashekar,
Aged about 40 years,
Residing at No.3448,
Vesly Road, Tilak Nagar,
Mandi Mohalla
Mysuru District.

[By Sri/Smt **A.G.S.**, Advocate]

**ORDER ON APPLICATION U/SEC.457 CR.P.C. dated
07.10.2024.**

This is the case in which Mandi Police have filed charge sheet against the accused for the offence punishable under Sections 3 and 4 of Karnataka Prohibition of

Charging Exorbitant Interest Act, 2004 and Section 306 of IPC and Section 5 and 39 of Karnataka Money Lenders Act, 1961, in which during investigation I.O has seized certain documents and now the applicant namely Smt. Savitha M., has filed present application under Section 457 of Cr.P.C seeking to release the gift deed executed by her father in her favour which is required for her day to day activities and she is the actual owner of the said document. To this application learned Public Prosecutor has filed objections stating that the said document is very much necessary for deciding the present case. Therefore, if the said document is released in favour of the applicant, it may cause hurdles in deciding the case.

2. On perusal of the records it appears that already out of the 36 witnesses, 18 witnesses are examined and now summons are issued to all the remaining witnesses and we are in the fag end of the trial. Therefore, at this juncture, if the application of the applicant is allowed definitely it may delay the trial and even other persons whose documents are seized by the I.O may file

applications and we have to spend much more time for deciding those applications. Therefore, it is decided to consider the request made by the applicant at the time of final decision of the matter. Hence, the following :

ORDER

The application filed by the applicant by name Smt. Savitha M., U/Sec. 457 of Cr.P.C is hereby ***Rejected.***

[Dictated to the Stenographer directly on computer, corrected, and signed by me and then pronounced in the Open Court, on this the **17th day of December, 2024**]

(MALLANAGOUDA)

IV Addl. District & Sessions Judge,
Mysuru.

MRS/-