

On due perusal of the entire materials on record, this court would ascertain that, the concerned Police Station has not registered a FIR against the alleged accused persons even after there is a due direction by this court vide its order dated 23.06.2025 till date.

Amidst the same the concerned PSI of Kodihalli P.S through Learned APP has submitted requisition to the court on 25.10.2025, wherein, on perusal of the same, the concerned PSI without assigning any reasons as to why there is delay in registering the FIR or what is the update in the present matter. It is submitted by the concerned PSI that, the present complaint has been filed by the said complainant only to harass the accused persons and it is a false complaint. At this juncture, it is to be noted that, the PSI even before registering the FIR seems to have approached the accused persons and he has placed their opinion before the court and he has made the conclusion in the requisition itself that, it is a false complaint made by the complainant at the instigation of others. Here it is to be specifically noted that, the alleged offences against the accused persons are U/s 498(A), 304(B), 313, 314, 323, 324, 325 354, 504 and 506 of IPC r/w Sec.4 of D.P Act and this court after perusal of the materials on record has referred the matter for investigation U/s 156(3) of Cr.P.C. But, the concerned PSI without initiating an FIR as per required procedure under law, the concerned PSI has filed a requisition and the prosecution even without verification of the same has submitted the said requisition to the court which shows the act of negligence on the part of PSI of Kodihalli P.S as well as the prosecution.

Meanwhile, an application U/s 159 of Cr.P.C., has been pressed by advocate for complainant seeking this court to make necessary direction against the jurisdictional P.S.

The application is annexed with an affidavit, the same is verified and taken on record. However, even before passing the necessary orders on the same, this court called for any objections or report in this regard, wherein, the learned APP has submitted that, there is no instruction by the concerned Police Station. Hence, the concerned PSI of Kodihalli P.S is directed to appear in-person for enquiry in this regard as because today before the court the concerned court P.C through learned APP has filed a memo submitting that the requisition filed earlier was made before the court due to oversight. Hence, they intend to withdraw the same, he being the Investigation Officer and Police Official who is suppose to act in accordance with law through prosecution has been submitting such untenable requisitions to the court without having any due diligence. Hence, it requires a proper explanation from the end of the said PSI.

Hence, office to issue notice PSI of Kodihalli P.S to appear in-person and furnish explanation regarding the said act of negligence and dereliction to the order passed by this court and also to furnish affidavit in pursuance to the same.

Call on 16.04.2026

Sd/-
I A.C.J. & JMFC, Kanakapura.