



IN THE HIGH COURT OF KARNATAKA AT BENGALURU
DATED THIS THE 14TH DAY OF OCTOBER, 2025
BEFORE
THE HON'BLE MR. JUSTICE RAVI V HOSMANI
CRIMINAL REVISION PETITION NO. 827 OF 2023

BETWEEN:

SRI B P NANDISHA
S/O C PUTTASWAMY,
AGED ABOUT 43 YEARS,
R/AT BEERAMBALLI VILLAGE,
AND POST, H.D. KOTE TALUK,
MYSURU DISTRICT - 571 114.

...PETITIONER

(BY SRI SATHISH KUMAR H S., ADVOCATE)

AND:

SRI B.MAHADEVASWAMY
S/O BASAVARAJAPPA,
AGED ABOUT 40 YEARS,
R/AT NO.35, GOWRISHANKARNAGAR,
MYSURU - 571 114.

...RESPONDENT

(BY SRI. BASAVANNA M D., ADVOCATE)

THIS CRL.RP IS FILED U/S.397 R/W 401 CR.P.C BY THE ADVOCATE FOR THE PETITIONER PRAYING THAT THIS HONOURABLE COURT MAY BE PLEASED TO SET ASIDE THE JUDGMENT DATED 01.04.2022 IN C.C.NO.1582/2014 PASSED BY THE JUDGMENT OF THE IV ADDITIONAL CIVIL JUDGE AND J.M.F.C., MYSURU AND ALSO SET ASIDE THE JUDGMENT DATED 05.09.2022 IN CRL.A.NO.145/2022 PASSED BY THE II ADDITIONAL SESSIONS JUDGE, MYSURU AND DISMISS THE COMPLAINT AND THEREBY ACQUIT THE PETITIONER/ ACCUSED.

THIS PETITION, COMING ON FOR REPORTING SETTLEMENT, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

Digitally signed by
GEETHAKUMARI
PARLATTAYA S
Location: High
Court of Karnataka



CORAM: HON'BLE MR. JUSTICE RAVI V HOSMANI

ORAL ORDER

Challenging judgment dated 05.09.2022 passed by II Addl. Sessions Judge, Mysuru in Crl.A.no.145/2022 confirming judgment of conviction and order of sentence dated 01.04.2022 passed by IV Addl. Civil Judge and JMFC., Mysuru in C.C.no.1582/2014, this revision petition is filed.

2. Learned counsel for parties submitted that during pendency of revision petition, parties have entered into settlement, wherein respondent/complainant agreed to resolve dispute for a sum of Rs.2,50,000/- (Rupees two lakh and fifty thousand only) in full and final settlement towards respondent's claim. It is stated that petitioner has deposited a sum of Rs.55,000/- before trial Court on 17.06.2022 and another sum of Rs.8,25,000/- on 01.08.2023, totalling Rs.1,37,500/-. Petitioner undertakes to pay a sum of Rs.37,500/- on or before 30.10.2025 and balance amount of Rs.75,000/- on or before 20.12.2025. It is further agreed between parties that on any event default in complying with undertaking as above,



respondent would proceed against petitioner for recovery of balance amount. Terms of joint memo, reads as under:

"JOINT MEMO

The under signed submits that the petitioner and respondent have resolved the dispute amicably for a sum of Rs,2,50,000/-(Rupees Two Lakh Fifty Thousand Only) and in view of the above said settlement, the petitioner has already deposited a sum of Rs,55,000/-(Rupees Fifty Five Thousand Only) on 17-6-2022 before the trail Court and further deposited a sum of Rs,82,500/-(Rupees Eighty Two Thousand Five Hundred Only) on 1-8-2023 before the trail court in terms of the order passed by this Hon'ble court on 5-7-2023 and thus totally deposited a sum of Rs,1,37,500/-(Rupees One Lakh Thirty Seven Thousand Five Hundred Only) and further agreed to pay a sum of Rs,37,500/-(Rupees Thirty Seven Thousand Five Hundred Only) on or before 30th October 2025 and further agreed to pay the balance sum of Rs, 75,000/-(Rupees Seventy Five Thousand Only) on or before 20th December 2025. However in the event of petitioner committing default of the above said payment, the respondent is at liberty to enforce the proceedings against the petitioner for the balance amount in accordance with law. Thus in view of the above said arrangement both petitioner and respondent prays this Hon'ble court be pleased to accept the above terms and pass necessary orders in this regard.

Wherefore it is prayed that this Hon'ble court may be pleased to dispose the above petition in terms of the joint memo in the above petition in the Interest of justice".

3. Perused joint memo. Same is taken on record.

4. Parties are present and identified by their respective counsel. On interaction, they have stated that terms



of joint memo were explained to them and after understanding same, they have affirmed it out of their free will and volition without there being any threat, coercion or undue influence from anybody. Respondent acknowledges receipt of Rs.50,000/- from petitioner.

5. In view of terms of joint memo, this Criminal Revision Petition is allowed; concurrent judgment of conviction and order of sentences dated 05.09.2022 passed by II Addl. District & Sessions Judge, Mysuru, in Crl.A.no.145/2022 and dated 01.04.2022 passed by IV Addl. Civil Judge and JMFC., Mysuru, in C.C.no.1582/2014 are set aside.

Sd/-
(RAVI V HOSMANI)
JUDGE

Psg*
List No.: 1 Sl No.: 41