



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.NAGAPRASANNA

CRIMINAL PETITION NO. 10550 OF 2024

BETWEEN:

SRI. B.S. CHALUVAIAH
S/O LATE SINGRIAH,
AGED ABOUT 54 YEARS,
R/O MILK DIARY QUARTERS,
TUMAKURU.

...PETITIONER

(BY SRI. GANAPATI S. SHASTRI, ADVOCATE)

AND:

SRI. E. NARAYANAGOWDA
S/O LATE EREGOWDA,
AGED ABOUT 68 YEARS,
R/O G. CHANNAPURA VILLAGE,
BINDIGANAVILE HOBLI,
NAGAMANGALA TALUK,
MANDYA DISTRICT.

...RESPONDENT

THIS CRL.P IS FILED U/S.482(FILED U/S.528 BNNS) OF
CR.P.C PRAYING TO SET ASIDE THE ORDER DATED 03.04.2024
PASSED BY THE LEARNED II ADDITIONAL CIVIL JUDGE AND
JMFC, TUMAKURU IN C.C.NO.4268/2019 BY ALLOWING THE
ABOVE PETITION.





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

CORAM: HON'BLE MR. JUSTICE M.NAGAPRASANNA

ORAL ORDER

Learned counsel for the petitioner seeks leave of this Court to withdraw the petition in order to prefer an appeal against the order, as an order dismissing a complaint for non-prosecution amounts to an acquittal under Section 256(1) of the Cr.PC. Reserving such liberty, the petition stands disposed of.

Sd/-
(M.NAGAPRASANNA)
JUDGE

JS
List No.: 1 Sl No.: 159