



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. 11681 OF 2024 (482(Cr.PC) /
528(BNSS))

C/W

CRIMINAL PETITION NO. 4083 OF 2025

CRIMINAL PETITION NO. 2682 OF 2026

IN CRL.P No. 11681/2024

BETWEEN:

SRI GOVINDA BABU POOJARI
S/O BABU POOJARI,
AGED ABOUT 46 YEARS,
OCC : BUSINESSMAN,
R/AT CHEMMANTHU, BYNDOOR,
BIJOOR UDUPI, KARNATAKA - 576 232.

...PETITIONER

(BY SRI. RAJATH, ADVOCATE)

AND:

1. STATE OF KARNATAKA
BY THE POLICE OF BANDEPALYA
REP BY THE STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA,
BENGALURU - 560 001.
2. G.M.ABHINAVA SRI HALAVEERAPPAJJA
S/O SRI G.M.VEERABHADRASWAMY
AGED ABOUT 36 YEARS





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R/AT NO.55, WARD.NO.1
SRI HALASWAMYMATHA
HIREHADAGALI
BELLARY-583 101.

...RESPONDENTS

(BY SRI.B.N.JAGADEESH, ADDL. SPP FOR R1;
SRI SUYOG HERELE E, ADVOCATE FOR R2)

THIS CRL.P IS FILED U/S 482 OF CR.PC PRAYING TO SET
ASIDE THE ORDER DATED 29.01.2024 PASSED BY THE III
ADDL. CHIEF METROPOLITAN MAGISTRATE, BENGALURU IN
C.C.NO.31132/2024 AT (CR.NO.206/2024) AND
CRL.RP.NO.74/2024 PASSED BY LEARNED LXVI ADDL. CITY
CIVIL AND SESSIONS JUDGE, DATED 10.09.2024 AND
CONSEQUENTLY PASS ORDER ALLOWING APPLICATIONS FILED
FOR RELEASE OF PROPERTY IN P.F.NO.35/2023 AND
P.F.NO.36/2023 IN FAVOUR OF THE PETITIONER IN THE
INTEREST OF JUSTICE.

IN CRL.P NO. 4083/2025

BETWEEN:

SRI. G. M. ABHINAVA SRI HALAVEERAPPAJJA
S/O SRI. G M VEERABHARA SWAMY
AGED ABOUT 36 YEARS,
R/AT NO. 55, WARD 01,
SRI. HALASWAMYMATHA,
HIREHADAGALI,
BELLARY-583216

...PETITIONER

(BY SRI. SUYOG HERELE E., ADVOCATE)



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AND:

1. THE STATE OF KARNATAKA
THROUGH BANDEPALYA PS
REPRESENTED BY SPP
HIGH COURT OF KARNATAKA BUILDING
BENGALURU- 560001.
2. SRI. GOVINDA BABU POOJARY
S/O BABU POOJARY,
AGED ABOUT 47 YEARS,
R/AT NO. 76, RELIABLE RESIDENCY,
1 CROSS ROAD, NEAR DOMINO'S PIZZA,
BAGALURU, VARTHURU,
HSR LAYOUT, BENGALURU- 560 102.

...RESPONDENTS

(BY SRI.B.N.JAGADEESH, ADDL. SPP FOR R1;
SRI RAJATH, ADVOCATE FOR R2)

THIS CRL.P IS FILED U/S 482 OF CR.PC PRAYING TO SET ASIDE THE IMPUGNED ORDER DATED 10.09.2024 IN CRIMINAL REVISION PETITION NO.131/2024 PASSED BY THE LEARNED LXVI ADDITIONAL CIVIL AND SESSIONS JUDGE, BENGALURU CITY (CCH-67) (PRODUCED AT DOCUMENT NO.1) AND CONSEQUENTLY ALLOW THE APPLICATION FILED BY THE PETITIONER BEFORE THE LEARNED MAGISTRATE IN CC NO.31132/2024 (PRODUCED AT DOCUMENT NO.10).

IN CRL.P NO. 2682/2026

BETWEEN:

SHRI. G M ABHINAVA SRI HALAVEERAPPAJJA
S/O SRI. G.M VEERABHADRA SWAMY,
AGED ABOUT 36 YEARS,
R/AT NO. 55 WARD 01,



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SRI HALASWAMY MATHA,
HIREHADAGALI, BELLARY
KARNATAKA- 583101.

...PETITIONER

(BY SRI. ARUN SHYAM, SENIOR COUNSEL FOR
SRI SUYOG HERELE E., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
THROUGH BANDEPALYA PS,
REP. BY SPP,
HIGH COURT OF KARNATAKA BUILDING
BENGALURU-560001.
2. SRI. GOVIND BABU POOJARI
AGED ABOUT 44 YEARS
S/O BABU POOJARI
R/AT NO.76, RELABLE RESIDENCE
1ST CROSS, NEAR DOMINO'S PIZZA
HARALURU ROAD,
BENGALURU-35

...RESPONDENTS

(BY SRI. B.N.JAGADEESH, ADDL. SPP FOR R1)

THIS CRL.P IS FILED U/S.482 OF CRPC. PRAYING TO
ALLOW THE CRIMINAL PETITION AND QUASH THE ENTIRE
PROCEEDINGS IN C.C.NO.31132/2023 INCLUDING THE
ORDER OF TAKING COGNIZANCE DATED 02.12.2023
PENDING ON THE FILE OF THE LEARNED 1ST ACJM
BENGALURU INCLUDING THE FIR AND COMPLIANT AND
CHARGE SHEET IN CRIME NO.206/2023 REGISTERED WITH
RESPONDENT BANDEPALYA P.S., FOR THE ALLEGED
OFFENCE P/U/S 406, 420, 419, 170, 506 AND 120-B OF
IPC PRODUCED HERewith AND MARKED AS DOCUMENTS
NO.1 AND 2,3 AND 4 RESPECTIVELY AND ETC.



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THESE PETITIONS, COMING ON FOR ADMISSION, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE M.NAGAPRASANNA

ORAL ORDER

The petitioner in Crl.P.No.11681/2024 is before the Court calling in question the order dated 29.01.2024 passed in C.C.No.31132/2024 declining to accept the application for release of property in P.F.Nos.35/2023 and 36/2023.

2. The petitioner in Crl.P.No.4083/2025 is before the Court calling in question the order dated 29.01.2024 passed in C.C.No.31132/2024 on the file of the I ACJM, Bengaluru.

3. The petitioner in Crl.P.No.2682/2026 is before the Court calling in question the proceedings in C.C.No.31132/2023 registered for the offences punishable under Sections 406, 420, 419, 170, 506 and 120B of IPC, pending on the file of the I ACJM, Bengaluru.

4. Heard Sri. Arun Shyam, learned Senior Counsel appearing for the petitioner in Crl.P.No.2682/2026.

5. During the subsistence of Crl.P.No.2682/2026, the parties to the *lis* have settled the dispute amongst themselves.



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The memorandum of compromise petition filed by the parties in
Crl.P.No.2682/2026 reads as follows:

**"MEMORANDUM OF COMPROMISE PETITION UNDER
SECTION 320 R/W 482 OF CODE OF CRIMINAL
PROCEDURE, 1973**

The Petitioner and Respondent No.2 above named
most respectfully submits as follows:

1. The Petitioner has challenged the FIR and
complaint in crime No.206/2023 registered by the
Respondent Bandepalya PS for the alleged offence under
section 406, 420, 419, 170, 506 and 120B of IPC and all
further proceedings pursuant thereto, along with other
reliefs. (produced at Document no.1 and 2)

2. It is submitted that, on the basis of the
Complaint lodged by the Respondent No.2, the Petitioner is
arrayed as Accused no.3 in C.C.No.31132/2023 arising out
of crime no.206/2023 for the alleged offence under Section
406, 420, 419, 170, 506 and 120B of IPC. However, after
intervention and advice of family members, friends and
well-wishers the Petitioner and Respondent no.2 have
resolved to settle down the issues and misunderstanding
between them on the following terms and conditions:

- a) The Respondent no.2 has no objection for quashing
of entire proceedings in C.C.31132/2023 arising out
of crime no.206/2023 registered by Respondent
Police for the alleged offence under Section 406,
420, 419, 170, 506 and 120B of IPC strictly only in



so far as the Petitioner-Accused no.3 is concerned as the offence alleged and role attributed as against the Petitioner-Accused no.3 is completely distinct and different from other accused persons in the said crime.

- b) The Petitioner herein has no objection for release of the amount recovered in crime no.206/2023 by way of P.F. in 35/2023 and PF in 36/2023 in favour of Respondent no.2 herein and accordingly, to allow the Petition in Crl.P.No.11681/2024 preferred by the Respondent No.2 herein as against the Petitioner herein.
- c) The Respondent no.2 reserves his right/liberty to prosecute the other accused persons in accordance with law against whom serious and different allegations were made, without being affected or in any way influenced by the compromise/settlement entered upon with the Petitioner-Accused no.3.
- d) The Petitioner undertakes to co-operate with the prosecution in future as and when necessary, in accordance with law.
- e) The Respondent no.2 has no claim or any grievance of whatsoever kind as against the Petitioner-Accused No.3 herein.

3. In view of the above settlement arrived between Petitioner-Accused No.3 and Respondent No.2, the continuation of proceedings as against Petitioner-Accused No.3 would be waste of public time and money



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and no useful purpose will be served. The Respondent No.2/Defacto-complainant is present before this Hon'ble court and is filing an affidavit along with ID proof in support of this joint compromise petition/memo and thereby gives his consent and no objection for quashing of the entire proceedings against Petitioner-Accused no.3 alone, in order to secure the ends of justice.

WHEREFORE, the parties above named most respectfully prays that, this Hon'ble court may kindly be pleased to permit the Petitioner/Accused No.3 and Respondent No.2 to compound and compromise and quash the entire proceedings in C.C.No.31132/2023 on the file of Ld. 1st ACJM Bengaluru, arising out of crime no.206/2023 registered by the Respondent Bandepalya PS investigated by CCB for the alleged offence under section 406, 420, 419, 170, 506 and 120B of IPC including the FIR, complaint, charge sheet and all further proceedings pursuant thereto only in so far as Accused no.3-Petitioner herein (Shri. G.M. Abhinav Sri Halaveerappajja) and reserving liberty to the Respondent no.2/complainant and Respondent No.1-Prosecution to proceed in accordance with law as against all other accused persons are concerned, in the interest of justice and equity."

6. In the light of the aforesaid settlement, the sequential effect is that Crl.P.No.11681/2024 will have to be allowed. Crl.P.No.11681/2024 has within it a seizure of Rs.1,00,00,000/- kept with the police under P.F.Nos.35/2023



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and 36/2023. In the light of the settlement arrived at between the parties, Crl.P.No.2682/2026 filed by the accused No.3 is to be allowed.

7. In the light of the settlement arrived at between the parties in Crl.P.No.2682/2026, the following order is passed:

ORDER

- (i) Crl.P.No.11681/2024 stands disposed. The concerned Court shall now release P.F.Nos.35/2023 and 36/2023 that is before it in favour of the de-facto complainant without breaking any delay.
- (ii) Crl.P.No.2682/2026 stands disposed. The proceedings against the petitioner/accused No.3 in C.C.No.31132/2023 registered for the offences punishable under Sections 406, 420, 419, 170, 506 and 120B of IPC, pending on the file of the I ACJM, Bengaluru stands quashed.
- (iii) In view of the orders passed hereinabove, Crl.P.No.4083/2025 stands disposed.



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- (iv) The settlement arrived at is only between the de-facto complainant and accused No.3. Therefore, it shall not be construed that the settlement is arrived at qua all the accused. In the light of it being only between the complainant and accused No.3, the proceedings *qua* the other accused shall continue.

Sd/-
(M.NAGAPRASANNA)
JUDGE