



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

CRIMINAL PETITION NO. 13783 OF 2025 C/W
CRIMINAL PETITION NO. 13770 OF 2025

IN CRL.P No. 13783/2025

BETWEEN:

SRI. P ELUMALAI
S/O PERUMAL,
AGED ABOUT 51 YEARS,
R/AT NO. 1523,
9TH MAIN ROAD,
2ND STAGE,
RAJAJINAGAR,
BENGALURU-560 010

...PETITIONER

(BY SRI. SUPREETH S., ADVOCATE)

AND:

1. M. SURESH
S/O K MANI,
AGED ABOUT 54 YEARS,
R/AT NO.15/A,
MILK COLONY,
MALLESHWARAM WEST,
BENGALURU-560 055
2. SMT L K AKILA
AGED ABOUT 47 YEARS,
D/O L K RAJU,
R/AT NO.38/11,
2ND MAIN ROAD,
G D PARK EXTENSION,



VYALIKAVAl,
BENGALURU-560 003

...RESPONDENTS

(BY SMT.K.GAYATHRI, ADVOCATE FOR R2)

THIS CRIMINAL PETITION IS FILED UNDER SECTION 482 CR.PC (FILED U/S 528 BNNS) PRAYING TO QUASH THE PROCEEDINGS AGAINST THE PETITIONER IN C.C.NO.17240/2019 FOR THE OFFENCE P/U/S 419,423,420,453,468,471 OF IPC PENDING BEFORE THE HONBLE VII ADDL.C.M.M COURT BENGALURU VIDE ANNEXURE-A AND CONSEQUENTLY ORDER DATED 17.07.2019 IN PCR NO.27/2016 VIDE ANNEXURE-B.

IN CRL.P NO. 13770/2025

BETWEEN:

SRI. VEERANNA L
S/O LATE LAKKAPPA,
AGED ABOUT 54 YEARS,
R/AT NO. 80, LKR APARTMENT,
LKR NAGAR, RMV 2ND STAGE,
BENGALURU-560 094

...PETITIONER

(BY SMT. K.GAYATHRI, ADVOCATE)

AND:

1. M. SURESH
S/O K. MANI,
AGED ABOUT 54 YEARS,
R/AT NO. 15/A, MILK COLONY,
MALLESWARAM WEST,
BENGALURU -560055
2. SMT L.K. AKILA
AGED 47 YEARS,
D/O L.K. RAJU,
R/AT NO. 38/11,
2ND MAIN ROAD,



NC: 2026:KHC:16549
CRL.P No. 13783 of 2025
C/W CRL.P No. 13770 of 2025

G.D. PARK EXTENSION,
VYALIKAVAl,
BENGALURU-560 003

...RESPONDENTS

(BY SMT.S.K.PRATHIMA, ADVOCATE)

THIS CRIMINAL PETITION IS FILED UNDER SECTION 482(FILED U/S.528 BNSS) CR.P.C PRAYING TO QUASH THE PROCEEDINGS AGAINST THE PETITIONER IN C.C.NO.17240/2019 FOR OFFENCE P/US/ 419,423,420,453,468,471 OF IPC PENDING BEFORE THE HONBLE VII ADDL CMM BENGALURU VIDE ANNEXURE A AND CONSEQUENTLY ORDER DATED 17.07.2019 IN PCR NO.27/2016 VIDE ANNEXURE B.

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

CORAM: HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

ORAL ORDER

The captioned petitions are filed seeking quashing of the proceedings pending in C.C.No.17240/2019.

2. Learned counsel appearing for the petitioners and the respondent/complainant fairly concede that in view of amicable settlement between accused No.1 and complainant, the proceedings pending in C.C.No.17240/2019 are quashed by this Court in Criminal Petition No.9110/2025.



3. This Court therefore deems it fit to extract para 3 and 4 which reads as under:

"3. On being queried, the complainant who is present before this Court, acknowledged the settlement recorded by this Court in RFA No.1425/2019 c/w RFA No.1639/2019. He also admits now that in view of settlement, the parties have withdrawn the appeals and therefore, he has no objection to quash the proceedings against accused No.1.

4. Recording his statement and taking cognizance of the settlement recorded in appeals before this Court and since some of the offences are non-compoundable, this Court, exercising its jurisdiction under Section 482 of Cr.P.C, deems it fit to quash the proceedings to give a quietus to the dispute between the parties."

4. On a careful and meticulous examination of the settlement entered into between accused No.1 and the complainant, this Court is of the considered opinion that the substratum of the criminal proceedings does not survive, even insofar as the present petitioners are



concerned. The allegations levelled against the present petitioners arise out of the very same transaction and set of facts which formed the basis of the proceedings against accused No.1. Once the dispute between the complainant and the principal accused has been amicably resolved, continuation of proceedings against the co-accused would not serve any meaningful purpose and would amount to an abuse of process of law.

5. A perusal of paragraph No.3, extracted supra, would clearly indicate that the complainant has unequivocally acknowledged the settlement arrived at in RFA No.1425/2019. The complainant has further stated that, in view of the said settlement, he has agreed to withdraw the appeals and has categorically expressed that he has no objection for quashing of the proceedings against accused No.1. The said statement reflects a conscious and voluntary decision on the part of the complainant to bring an end to the entire dispute.



6. In the considered view of this Court, the statement so made by the complainant cannot be construed in isolation or restricted only to accused No.1. Having regard to the nature of allegations and the commonality of the accusations made against all the accused persons, the benefit of the settlement necessarily enures to the present petitioners as well. The allegations against accused Nos.2 and 5 being inseparable from those made against accused No.1, the complainant's consent for quashing proceedings must be extended to the present petitioners also.

7. In light of the aforesaid discussion and taking into consideration the settlement between the parties, this Court is satisfied that continuation of the criminal proceedings would be wholly unwarranted. Accordingly, recording the submission of the complainant, this Court proceeds to pass the following:



ORDER

(i) The petitions are hereby ***allowed***;

(ii) The proceedings in C.C.No.17240/2019 pending on the file of the VII Additional Chief Metropolitan Magistrate, Bengaluru, vide Annexure-A, stand quashed insofar as the present petitioners/accused Nos.2 and 5 are concerned.

**Sd/-
(SACHIN SHANKAR MAGADUM)
JUDGE**

CA
List No.: 2 Sl No.: 105