



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.NAGAPRASANNA

WRIT PETITION NO. 172 OF 2024 (GM-RES)

BETWEEN:

1. SRI. P. RAYACHAND
S/O PUKHRAJ,
AGED ABOUT 82 YEARS,
R/AT NO. 130, MILLERS ROAD,
COX TOWN, BENGALURU - 560 005.
2. SRI. BABU LAL
S/O GEESULAL,
AGED ABOUT 69 YEARS,
R/AT NO. 61, RAMA IYENGAR ROAD,
V.V. PURAM, BENGALURU - 560 004.
3. SRI. KISHANLAL KOTHARI
S/O LATE CHANDMAL
AGED ABOUT 72 YEARS,
R/AT NO. 24, CAR STREET,
HALASURU, BENGALURU - 560 008.

...PETITIONERS

(BY SRI. H.R. ANANTHA KRISHNA MURTHY, ADVOCATE)

Digitally signed by
SANJEEVINI
KARISHETTY

Location: High Court of
Karnataka



AND:

1. STATE OF KARNATAKA
REP. BY STATE PUBLIC PROSECUTOR,
HIGH COURT BUILDING, BANGALORE,
FOR MAHADEVAPURA POLICE STATION,
BENGALURU - 560 0016.

2. SRI. C. SIVAKARTHIC
S/O C. MALLIKARJUNA REDDY
AGED ABOUT 38 YEARS
R/AT DR NO. 10-104-G40,
NEAR SSS MANDIR,
JAWAHAR NAGAR COLONY
MARKA PURAM,
PRAKASHAM DISTRICT - 523 316
ANDHARA PRADESH.

...RESPONDENTS

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

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF
THE CONSTITUTION OF INDIA R/W SEC 482 OF CR.P.C/ 528
OF BNNS PRAYING TO QUASH THE FRAMING OF CHARGES
AGAINST THE PETITIONERS UNDER SECTION 304A OF THE
INDIAN PENAL CODE, 1860, THE DIRECTIONS OF THE XLIII
ADDL. CHIEF METROPOLITAN MAGISTRATE, MAYO HALL, AT



BENGALURU, IN C.C. NO. 51636/2020 UNDER ANNEXURE-D
AND ETC.,

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

CORAM: **HON'BLE MR. JUSTICE M.NAGAPRASANNA**

ORAL ORDER

Learned Additional Special Public Prosecutor on
instructions would submit that the charges have been framed
and the petition would not be entertainable at this juncture.

2. In the light of the charges being framed, the
entertainment of the petition would run foul of the judgment of
the Apex Court in the case of **MINAKSHI BALA V. SUDHIR
KUMAR**¹ and the issue being the one punishable under Section
304A of the Indian Penal Code, 1860 and the projection being
that the compound has fallen due to heavy floods, the
concerned Court shall consider the same and pass necessary
orders, in accordance with law and close the proceedings,

¹ (1994) 4 SCC 142



within an outer limit of four months from the date of receipt of the copy of the order.

3. Reserving liberty to the petitioners to avail of such remedy, as is available in law, the petition stands ***disposed***.

All contentions remain open.

Sd/-
(M.NAGAPRASANNA)
JUDGE

JY
List No.: 1 Sl No.: 81