



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.NAGAPRASANNA

CRIMINAL PETITION NO. 16447 OF 2025

BETWEEN:

THEAN MOLI R,
D/O LATE SRI. V. RAJAN,
AGED ABOUT 45 YEARS,
RESIDING AT OLD NO.4,
NEW NO.13, 2ND CROSS,
ANNAYAPPA BLOCK,
J. C. NAGAR,
BANGALORE - 560 046.

...PETITIONER

(BY SRI. PRADEEP H.S., ADVOCATE)

AND:

1. STATE OF KARNATAKA,
BY J. C. NAGAR P.S.,
BANGALORE - 560 046.
REPRESENTED BY S.P.P.,
HIGH COURT OF KARNATAKA,
HIGH COURT BUILDING,
BANGALORE - 560 001.
2. KUMARA @ KUMARAN,
S/O LATE CHANDRASHEKARAIA,
AGED ABOUT 42 YEARS,
RESIDING AT NO.15, 2ND CROSS,
ANNAYAPPA BLOCK,



J. C. NAGAR,
BANGALORE - 560 046.

3. GANAPATHI,
S/O LATE CHANDRASHEKARAIA,
AGED ABOUT 53 YEARS,
RESIDING AT NO.15,
2ND CROSS, ANNAYAPPA BLOCK,
J. C. NAGAR,
BANGALORE - 560 046.
4. LALITHA,
W/O SRIDHAR,
AGED ABOUT 43 YEARS,
RESIDING AT NO.27,
HANUMANTAPPA ROAD,
KAMMANAHALLI MAIN ROAD,
BENGALURU - 560 033.
5. SUMA,
W/O KUMARAN,
AGED ABOUT 37 YEARS,
RESIDING AT NO.4/1, 2ND CROSS,
ANNAYAPPA BLOCK,
J. C. NAGAR,
BANGALORE - 560 046.
6. K. V. SURESH BABU @ BABU,
S/O VELAYUDHAM,
AGED ABOUT 30 YEARS,
RESIDING AT NO.316,
2ND B CROSS, OMBR LAYOUT,
CHIKKA BANASAWADI,
BENGALURU - 560 043.



7. SRIDHAR,
S/O A DORAISWAMY,
AGED ABOUT 49 YEARS,
RESIDING AT NO.27, HANUMATAPPA ROAD,
KAMMANAHALLI MAIN ROAD,
BENGALURU - 560 033.
8. MALA @ DHANALAKSHMI,
W/O GANAPATHI,
AGED ABOUT 49 YEARS,
RESIDING AT NO.4/1,
2ND CROSS, ANNAYAPPA BLOCK,
J. C. NAGAR,
BANGALORE - 560 046.
9. J. JAYAKRISHNAN @ KANNAN,
S/O P. JAGADEESHAN,
AGED ABOUT 46 YEARS,
RESIDING AT NO.13,
KOSARAJU ROAD (ITC ROAD, B CROSS),
KAMMANAHALLI,
BENGALURU - 560 033.

...RESPONDENTS

(BY SRI.CHANNAPPA ERAPPA, HCGP FOR R1)

THIS CRL.P. IS FILED U/S.482 (FILED U/S.528 BNSS)
CR.P.C PRAYING TO SET ASIDE THE ORDER DATED
25.10.2015, C.C.NO.20118/2015, PASSED BY THE VIII ACMM
AT BENGALURU ALLOWING THE RECALL APPLICATION OF PW 1
FOR THE PURPOSE OF CRPC EXAMINATION, PENDING ON THE
FILE OF THE VIII ACMM AT BENGALURU.



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

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

ORAL ORDER

The petitioner is before this Court, seeking the following
prayer:

"WHEREFORE, the Petitioner/Pw-1, most respectfully prays that this Hon'ble court be pleased to Set aside order dated 25-10-2015, in CC No. 20118/2015, passed by the VIII ACMM at Bangalore, allowing the re-call application of Pw01, for the purpose of cross examination. Pending on the file of VIII ACMM at Bangalore, and grant such other equitable relieves deemed fit under the facts and circumstances of the case in the interest of justice."

2. Heard Sri. Pradeep H.S., learned counsel appearing for the petitioner, Sri. Channappa Erappa, learned HCGP appearing for respondent No.1 and have perused the material on record.

3. What is called in question is an order on an application filed by the accused under Section 311 of Cr.P.C. seeking recall of several witnesses. Those witnesses have been permitted to be recalled. The complainant claims to be



aggrieved by the said order. There is no warrant of interference with the said order. But, learned counsel appearing for the petitioner would submit that the proceedings be closed within a time bound.

4. In the light of the proceedings being of the year 2015, I deem it appropriate to infuse finality into the proceedings with a direction to the concerned Court to dispose the matter within an outer limit of three (3) months from the date of receipt of a copy of this order, if not earlier.

With the aforesaid observations, the petition stands disposed.

Ordered accordingly.

Sd/-
(M.NAGAPRASANNA)
JUDGE

SJK
List No.: 1 Sl No.: 29