



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 27TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE V.SRISHANANDA

CRIMINAL PETITION No.100077 OF 2022 (482(CR.PC)/528(BNSS))

BETWEEN:

1. SHRI SHIVAJI S/O. LAXMAN GOUNDALLAKAR @
GOUNDADKAR
AGE 40 YEARS, OCC. EX-SERVICEMAN
R/O. AKORDA, POST. BIRAMPALI-581 325
TAL. JOIDA, DIST. UTTAR KANNADA.
2. SHRI. CHANDRAKANT S/O. MAUTI NAIK
AGE 34 YEARS, OCC. COOLIE
R/O. ILAVA POST GANESHGUDI-581365
TAL.JOIDA DIST. UTTAR KANNADA.
3. SHRI. PARASHURAM S/O. RANABA NAIK
AGE 38 YEARS, OCC. COOLIE,
R/O. PRADHANI, POST. BIRAMPALI-581 363
TAL JOIDA, DIST. UTTAR KANNADA.
4. SHRI ASHWATH S/O. SATYAPPA NAIK
AGE 20 YEARS, OCC. COOLIE
R/O. PRADHANI, POST. BIRAMPALI-581 363
TAL. JOIDA, DIST. UTTAR KANNADA.

...PETITIONERS

(BY SRI. S.V. DESHPANDE, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
THROUGH THE POLICE SUB-INSPECTOR
THE DEPUTY POLICE INSPECTOR
DANDELI RURAL POLICE STATION,
DANDELI-581 325, DIST. UTTAR KANNADA
NOW REPRESENTED BY STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA, DHARWAD.





2. MISS SAKARI @ SAKRI D/O. PADDU
GOULI @ PAVANE,
AGE 19 YEARS, OCC. STUDENT
T/O. AKORDA, POST BIRAMPLAI-581 363
TAL. JOIDA DIST. UTTAR KANNADA.

...RESPONDENTS

(BY SRI. PRAVEENA Y. DEVAREDDIYAVAR, HCGP FOR R1;
SRI. NARAYAN V. YAJI, ADVOCATE FOR R2)

THIS CRIMINAL PETITION IS FILED U/S 482 OF CR.P.C.,
SEEKING TO QUASH THE PROCEEDINGS AGAINST THE
PETITIONERS/ACCUSED IN CC NO.685/2021, (PS.CRI. NO.66/2021),
PENDING ON THE FILE OF CIVIL JUDGE AND JMFC, DANDELI FOR THE
OFFENCES PUNISHABLE U/S 323, 354(B), 504, 506 R/W SECTION 34
OF IPC, IN THE INTEREST OF JUSTICE.

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

ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE V.SRISHANANDA)

Heard Smt.S.V. Deshpande, learned counsel for the
petitioners, Sri Praveena Y.Devareddiyavara, learned High Court
Government Pleader and Sri Narayan V.Yaji, learned counsel for
respondent No.2.

2. Present case is filed under Section 482 of the Code of
Criminal Procedure with the following prayer:



"WHEREFORE, it is most respectfully prayed that, the Hon'ble Court be pleased to quash the proceedings against the petitioners/accused in C.C.No.685/2021 (PS Cri.No.66/2021) pending on the file of the Hon'ble Civil Judge and JMFC, Dandeli, for the offences punishable u/Sec.323, 354(B), 504, 506 r/w Sec. 34 of IPC to meet the ends of justice."

3. During pendency of the present case, taking note of the counter case which is now pending in S.C No.5004/2022 wherein the offence under Section 307 of the Indian Penal Code is alleged against the present petitioners and others, case is committed to I Additional District and Sessions Judge, Karwar, sitting at Sirsi to be tried along with S.C No.5043/2025.

4. As such, prayer in the present petition cannot be granted in view of the principles of law enunciated by the Full Bench of this Court in the case of ***State of Karnataka, by Circle Inspector of Police vs. Hosakeri Ningappa and another*** reported in ***ILR 2012 KAR 509***.

5. Accordingly, following:

ORDER

- i. petition is ***dismissed***.



- ii. However, learned I Additional District and Session Judge, Karwar, sitting at Sirsi, shall try S.C.No.5043/2025 along with S.C No.5004/2022 strictly in accordance with the guidelines issued in ***Hosakeri Ningappa*** supra.

Sd/-
(V.SRISHANANDA)
JUDGE

kcm
CT-CMU
LIST NO.: 1 SL NO.: 13