



IN THE HIGH COURT OF KARNATAKA AT DHARWAD

DATED THIS THE 9TH DAY OF JULY, 2026

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

CRIMINAL PETITION NO.100737 OF 2026

(407(Cr.PC)/447(BNSS))

BETWEEN:

1. M/S. SANTOSH SHELTERS PRIVATE LIMITED
REPRESENTED BY IT'S MANAGING DIRECTORS,
REG. OFFICE NO.206/2A, 6TH CROSS,
NAVANAGARAPALYA, C V RAMAN NAGAR,
BANGALORE-560093, MAMTA FARM,
GADIGE MAIN ROAD, BOGADI, MYSURU-570026.
2. K. SRINIVASAN S/O. K. THIMARAYAPPA,
AGED ABOUT 65 YEARS,
MAMTA FARM, GADIGE MAIN ROAD,
BOGADI, MYSURU-570026,

OFFICE NO.206/2A, 6TH CROSS,
NAVANAGARAPALYA, C V RAMAN NAGAR,
BANGALORE-560093,

...PETITIONERS

(BY SRI. SUBRAMANI M., ADVOCATE)

AND:

1. SHEKARE GOWDA H.K. C/O. KODIGOWDA,
AGE. 61 YEARS, OCC. RETIRED
GOVERNMENT HEAD MASTER,
R/O. #396, 5TH MAIN, 12TH CROSS,
NEAR BANK COLONY, BAGODI,
MYSURU-570026.

ALSO RESIDING AT C/O. K.B. MALLAD
G 102 RUKMINI SPLENDOR
APARTMENT, NEAR VENKATESHWARA
TEMPLE, SARASWATPUR, DHARWAD-580002.

...RESPONDENT

(BY SRI. IRANAGOUDA K.KABBUR, ADVOCATE)





THIS CRIMINAL PETITION IS FILED UNDER SECTION 447 OF THE BNSS, 2023 PRAYING TO ALLOW THE PRESENT CRIMINAL PETITION FILED UNDER SECTION 447 OF THE BHARATIYA NAGARIK SURAKSHA SANHITA AND TRANSFER THE PROCEEDINGS IN PCR NO.829/2024 C.C.NO.3171/2024 REGISTERED OFFENCE P/U/SEC. 138 OF NI ACT PRESENTLY PENDING ON THE FILE THE PRINCIPLE CIVIL JUDGE AND JMFC DHARWAD TO THE JURISDICTIONAL COMPETENT COURT AT MYSURU AND ETC.,.

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

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL ORDER

1. This petition is filed with a prayer to transfer the petition pending before the JMFC, Dharwad to JMFC Mysore.

2. The petitioner has urged that the respondent complainant has filed a criminal case against the petitioner for the alleged offence under Section 138 of the Negotiable Instrument Act and same is pending before JMFC Dharwad in C.C.No.3171/2024.

3. Petitioners/accused contends that both petitioners and the complainant are resident of Mysore and the alleged transaction took place in Mysore. Hence the case has been transferred to the Court at Mysore.



4. The Court has considered the contentions raised and perused the records.

5. In the complaint, the complainant has shown his address as a resident of Dharwad. It is noticed from the records that the cheque is presented and dishonored in Dharwad. Under the circumstances, the complaint is validly filed before the JMFC, Dharwad.

6. The petition to transfer the complaint is not tenable and the petition is ***dismissed***.

Sd/-
(ANANT RAMANATH HEGDE)
JUDGE

RHR
CT: UMD
List No.: 1 Sl No.: 40