



IN THE HIGH COURT OF KARNATAKA AT DHARWAD

DATED THIS THE 26TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE V.SRISHANANDA

CRIMINAL PETITION NO. 100399 OF 2021

(482(CR.PC)/528(BNSS))

C/W

CRIMINAL PETITION NO. 100403 OF 2021

IN CRL.P NO. 100399/2021
BETWEEN:

1. NAGENDRA S/O SHANKAR NAIK
AGED ABOUT 33 YEARS, OCC. CARPENTER,
R/O. ELABARA, HERUR, TQ. BHATKAL,
DIST. UTTARA KANNADA-581320.
2. VINAYAK S/O SHANKAR NAIK
AGED ABOUT 26 YEARS, OCC. PAINTER,
R/O. ELABARA, HERUR, TQ. BHATKAL,
DIST. UTTARA KANNADA-581320.
3. SHANKAR S/O LACHCHAYYA NAIK
AGED ABOUT 57 YEARS, OCC. AGRICULTURE,
R/O. ELABARA, HERUR, TQ. BHATKAL,
DIST. UTTARA KANNADA-581320.

...PETITIONERS

(BY SRI. HAREESHA S. NAYAK, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
THROUGH THE POLICE SUB INSPECTOR,
BHATKAL RURAL POLICE STATION,
R/BY S.P.P.,
HIGH COURT OF KARNATAKA,





DHARWAD BENCH, DHARWAD-580011.

2. SMT. GIRIJA W/O SHRIDHAR HEBBAR
AGED ABOUT 64 YEARS, OCC. HOUSEWIFE,
R/O. JAMGONDLU, HERUR VILLAGE,
TQ BHATKAL, DIST UTTARA KANNADA-581320.

...RESPONDENTS

(BY SMT. KIRTELATA R. PATIL, HCGP FOR R1;
SRI. R.H. ANGADI, ADVOCATE FOR R2)

THIS CRIMINAL PETITION IS FILED U/S 482 OF CR.P.C.,
SEEKING TO ALLOW THIS PETITION AND QUASH THE ORDER
DATED 7.11.2020 AND ENTIRE PROCEEDINGS PENDING
AGAINST THE PETITIONERS IN C.C.897/2020 PENDING ON
THE OF ADDL. CIVIL JUDGE AND JMFC, BHATKAL, UTTAR
KANNADA FOR THE OFFENCE PUNISHABLE UNDER SECTION
354(B), 504, 506 R/W 34 OF IPC, ARISING OUT OF CRIME NO.
140/2019 BHATKAL RURAL PS, IN THE INTEREST OF JUSTICE.

IN CRL.P NO. 100403/2021
BETWEEN:

1. NAGENDRA S/O SHANKAR NAIK
AGED ABOUT 33 YEARS,
OCC. CARPENTER,
R/O. HEROOR,
TQ BHATKAL,
DIST UTTARKANNADA-581320.
2. VINAYAK S/O SHANKAR NAIK
AGED ABOUT 26 YEARS, OCC. PAINTER,
R/O. HEROOR, TQ BHATKAL,
DIST UTTARKANNADA-581320.
3. MANJUNATH S/O NARAYAN SHETTY
AGE MAJOR, OCC AGRICULTURE,
R/O. HEROOR, TQ. BHATKAL,
DIST. UTTARKANNADA-581320.

...PETITIONERS

(BY SRI. HAREESHA S. NAYAK, ADVOCATE)



AND:

1. THE STATE OF KARNATAKA
THROUGH THE POLICE SUB INSPECTOR,
BHATKAL RURAL POLICE STATION,
R/ BY SPP HIGH COURT OF KARNATAKA,
DHARWAD BENCH, DHARWAD-580011.
2. SHRIMATI W/O ANAND KULKARNI
AGE ABOUT 53 YEARS, OCC. HOUSE WIFE,
R/O. ANDALAGI, TQ SHIGGAVI,
DIST. HAVERI-581208.

...RESPONDENTS

(BY SMT. KIRTI LATA R. PATIL, HCGP FOR R1;
R.H. ANGADI, ADVOCATE FOR R2)

THIS CRIMINAL PETITION IS FILED U/S 482 OF CR.P.C., SEEKING TO ALLOW THIS PETITION AND QUASH THE ORDER DATED 13.05.2021 ON THE FILE ADDITIONAL CIVIL JUDGE AND JMFC, BHATKAL, UTTAR KANNADA, IN CC NO.592/2021 IN TAKING COGNIZANCE AGAINST THE PETITIONERS FOR OFFENCES PUNISHABLE U/S 447, 354(B), 323, 324, 234, 504, 506 AND 34 OF IPC VIDE ANNEXURE-A AND QUASH THE FIR CRIME NO.13/2020 DATED 02.02.2020 REGISTERED BY BHATKAL RURAL P.S. FOR OFFENCES PUNISHABLE U/S 447, 354(B), 323, 324, 504, 506 AND 34 OF IPC AGAINST THE PETITIONERS VIDE ANNEXURE-C AND QUASH THE CHARGE SHEET DATED 04.07.2020 FOR OFFENCES PUNISHABLE U/S 447, 354(B), 323, 324, 234, 504, 506 AND 34 OF IPC, AGAINST THE PETITIONERS IN RELATION WITH CRIME NO.13/2020 DATED 02.02.2021 REGISTERED BY BHATKAL RURAL P.S. AGAINST THE PETITIONER FOR OFFENCES PUNISHABLE U/S 447, 354(B), 323, 324, 504, 506 AND 34 OF IPC, VIDE ANNEXURE-D.

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



ORAL ORDER

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

Parties present. In both the cases, memorandum of compromise petition is filed under Section 482 Cr.P.C. and under Section 528 BNSS. The contents of the joint memo reads as under:

In Crl.P.No.100399/2021:

1. The Respondent No. 2 lodged a complaint against the Petitioners, which came to be registered on 18.12.2019 in Bhatkal Rural Police Station as Crime No. 140/2019. On the very same day, the wife of Petitioner No. 1 also filed a complaint against the family members of Respondent No. 2, which was registered as Crime No.142/2019.

2. The accused in Crime No. 142/2019 filed Criminal Petition No. 100107/2020 before this Hon'ble Court, and this Hon'ble Court was pleased to quash the FIR in Crime No. 142/2019. The Petitioners herein also challenged FIR in Crime No. 140/2019 in this petition, and this Hon'ble Court was pleased to grant stay of further proceedings, which is continuing.

3. Subsequently, on 02.02.2020, another complaint was lodged against Petitioners No. 1 & 2 and accused No.3 therein, which was registered as Crime No. 13/2020. The accused therein filed Criminal Petition No.



100403/2021 before this Hon'ble Court, and this Hon'ble Court granted stay of further proceedings in the said crime. On 03.02.2020, the wife of Manjunath Shetty filed a complaint against the family members of Respondent No. 2, which was registered as Crime No. 14/2020. The said FIR was challenged before this Hon'ble Court in Criminal Petition No. 100324/2020. However, this Hon'ble Court dismissed the said petition on 25.03.2021. Thereafter, the Bhatkal Rural Police filed a 'B' Final Report dated 05.08.2021 in Crime No. 14/2020. The same has been challenged before the Trial Court by filing a Protest Petition, and the matter is still pending consideration.

4. The above criminal cases arose out of personal disputes between the parties. The root cause of the disputes was civil litigation in O.S. No. 39/2017, pending before the competent Civil Court, which has been decreed in favour of the family members of Respondent No. 2. No appeal has been preferred against the said decree. Amicable Settlement With the intervention of elders, well-wishers, and respectable persons of the locality, the parties have amicably resolved all their disputes.

5. The parties submit that they have settled their differences voluntarily, without force, coercion, undue influence, or misrepresentation. The parties further submit that they have no surviving grievances or claims against each other in respect of the subject matter of the above FIRs. The continuation of criminal proceedings



would serve no useful purpose and would only result in unnecessary hardship to both parties.

6. Both parties agree to withdraw all allegations made against each other in the above criminal cases. The parties agree not to initiate any further criminal proceedings against each other relating to the subject matter of the above disputes. Both parties undertake to maintain peace, harmony, and cordial relations henceforth. The compromise is entered into voluntarily and in the interest of justice.

Wherefore, in view of the amicable settlement arrived at between the parties, it is most humbly prayed that this Hon'ble Court may be pleased to Accept this Memorandum of Compromise and quash the entire proceedings in CC no.897/2020 Pending against the petitioners in Bhatkal Rural P.S Crime No. 140/2019 for the offences punishable under Section 323,354 [B],504,506,R/w 34 of IPC, pending on the file of Addl. Civil Judge And JMFC, Bhatkal. Uttar Kannada, in the interest of justice and equity in the interest of justice and equity."

In Crl.P.No.100403/2021:

The Petitioners and the Respondent No. 2 respectfully submit as follows:

1. The family member of the Respondent No. 2 lodged a complaint against the Petitioner no. 1 & 2 and accused no. 3 therein, which came to be registered on



18.12.2019 in Bhatkal Rural Police Station as Crime No. 140/2019. On the very same day, the wife of Petitioner No. 1 also filed a complaint against the family members of Respondent No. 2, which was registered as Crime No. 142/2019.

2. The accused in Crime No. 142/2019 filed Criminal Petition No. 100107/2020 before this Hon'ble Court, and this Hon'ble Court was pleased to quash the FIR In Crime No. 142/2019. The accused in Crime No. 140/2019 filed Criminal Petition No. 100399/2021 before this Hon'ble Court, and this Hon'ble Court was pleased to grant stay of further proceedings, which is continuing.

3. Subsequently, on 02.02.2020, the Respondent No. 2 herein lodged another complaint against Petitioners herein , which was registered as Crime No. 13/2020. The petitioners filed this Criminal Petition before this Hon'ble Court, and this Hon'ble Court granted stay of further proceedings in the said crime. On 03.02.2020, the wife of petitioner No.3 filed a complaint against the family members of Respondent No. 2, which was registered as Crime No. 14/2020. The said FIR was challenged before this Hon'ble Court in Criminal Petition No. 100324/2020. However, this Hon'ble Court dismissed the said petition on 25.03.2021. Thereafter, the Bhatkal Rural Police filed a 'B' Final Report dated 05.08.2021 in Crime No. 14/2020. The same has been challenged before the Trial Court by filing a Protest Petition, and the matter is still pending consideration.



4. The above criminal cases arose out of personal disputes between the parties. The root cause of the disputes was civil litigation in O.S. No. 39/2017, pending before the competent Civil Court, which has been decreed in favour of the family members of Respondent No. 2. No appeal has been preferred against the said decree. Amicable Settlement With the Intervention of elders, well-wishers, and respectable persons of the locality, the parties have amicably resolved all their disputes.

5. The parties submit that they have settled their differences voluntarily, without force, coercion, undue Influence, or misrepresentation. The parties further submit that they have no surviving grievances or claims against each other in respect of the subject matter of the above FIRS. The continuation of criminal proceedings would serve no useful purpose and would only result in unnecessary hardship to both parties.

6. Both parties agree to withdraw all allegations made against each other in the above criminal cases. That the Wife of the petitioner No.3 herein also agree to withdraw all allegations made against the accused in Crime No. 14/2020. The parties agree not to initiate any further criminal proceedings against each other relating to the subject matter of the above disputes. Both parties undertake to maintain peace, harmony, and cordial relations henceforth. The compromise is entered into voluntarily and in the interest of justice.



Wherefore, in view of the amicable settlement arrived at between the parties, it is most humbly prayed that this Hon'ble Court may be pleased to Accept this Memorandum of Compromise and quash the entire proceedings in CC no. 592/2021 Pending against the petitioners in Bhatkal Rural P.S Crime No. 13/2020 dated 02/02/2020, for the offences punishable under Section 354 [B],506,34,323,504,447 and 324 of IPC, pending on the file of Addl. Civil Judge And JMFC, Bhatkal. Uttar Kannada, in the interest of justice and equity.

2. Compromise petition is signed by the parties and their respective advocates.

3. On enquiry, parties would submit that contents of the compromise petition in both the cases depict true terms of settlement and the same is entered into without undue influence or coercion.

4. They submit that the parties voluntarily decided to put an end to the unwanted litigation after retracing the lapses committed by them earlier.

5. Taking note of the fact that there is a true settlement and the incident did not have any serious impact on



the society, following the dictum of the Hon'ble Apex Court in the case of ***Ramgopal and another v. State of Madhya Pradesh*** reported in ***(2022) 14 SCC 531***, following order is passed.

ORDER

- i. Placing joint memo on record, petitions are allowed.
- ii. Consequently, pending criminal proceedings in C.C.No.897/2020 and C.C.No.592/2021 pending on the file of Addl. Civil Judge and JMFC, Bhatkal, Uttar Kannada are hereby quashed.

**Sd/-
(V.SRISHANANDA)
JUDGE**

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CT-CMU
LIST NO.: 1 SL NO.: 131