



IN THE HIGH COURT OF KARNATAKA AT DHARWAD
DATED THIS THE 3RD DAY OF FEBRUARY, 2026
BEFORE
THE HON'BLE MR. JUSTICE V.SRISHANANDA
CRIMINAL APPEAL NO. 100616 OF 2025 (A)

BETWEEN:

1. SHRI BASANAGOUDA,
S/O NAGANAGOUDA NAGANGOUDAR,
AGE. 54 YEARS, OCC. BUSINESS,
R/O. GANDHI NAGAR, BILAGI,
TALUK BILAGI, BAGALKOT - 587116.
2. SHRI. VIVEK S/O. VASANT KAKAREDDY,
AGE. 52 YEARS, OCC. BUSINESS,
R/O. SIDDARAMESHWAR COLONY,
WARD NO.5, TALUK MUDHOL,
BAGALKOT-587313.

...APPELLANTS

(BY SRI. PRASHANT F.GOUDAR, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
REPRESENTED BY
STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA,
DHARWAD - 580001.
2. SHRI SALEEM MULLA
AGE. 26 YEARS, OCC. GEOLOGIST,
OFFICE OF DEPUTY DIRECTOR,
MINES AND GEOLOGY DEPARTMENT,
SANGAMESHWAR NAGAR,
BELAGAVI - 590010.

...RESPONDENTS

(BY SRI. JAIRAM SIDDI, HCGP)

THIS CRIMINAL APPEAL IS FILED UNDER SECTION 30B (4) OF MINES AND MINERALS (DEVELOPMENT AND REGULATION) ACT, 1957, PRAYING TO SET ASIDE THE ORDER DATED 25.08.2022 PASSED BY THE IV ADDITIONAL DISTRICT AND SESSIONS JUDGE AND SPECIAL JUDGE FOR M.M. (D.R.) ACT, BELAGAVI, AT BELAGAVI IN SPECIAL





CASE NO. 2/2021 PRODUCED VIDE DOCUMENT NO. 8, FILED BY THE PRESENT APPELLANTS FOR THE OFFENCES PUNISHABLE UNDER SECTION 4(1A), 21 AND 22 OF THE KAR M.M.(D AND R) ACT, 1957 AND UNDER SECTION 44(1) (A) AND 44(2) OF THE KAR. MINES AND MINERALS CONCESSION RULES, 1994, AND THEREBY ALLOWING THE APPLICATION FILED UNDER SECTION 227 OF CR.P.C BY THE PRESENT APPELLANTS/ACCUSED NO.S 1 AND 2.

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

ORAL ORDER

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

After addressing the arguments, learned counsel for the appellants files a memo.

2. Memo reads as under:

"The appellant herein craves the leave of this Hon'ble Court to withdraw the present appeal with the liberty to urge the following grounds at the time of trial. Hence, this memo, in the interest of justice."

3. Placing the memo on record, appeal is dismissed as withdrawn with liberty as prayed for.

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

CLK
CT:CMU
LIST NO.: 3 SL NO.: 29