



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 2ND DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE RAJESH RAI K

CRIMINAL PETITION NO. 202056 OF 2025

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

BETWEEN:

HARISH KUMAR S/O. K NARENDRA KUMAR
AGE 37 YEARS, OCC. PRIVATE WORK,
R/O H.NO.36, WARD NO.23
BHOBI STREET COWL BAZAR,
BELLARY-583101.

...PETITIONER

(BY SRI MALIK PASHA M., ADVOCATE)

AND:

1. THE STATE THROUGH RAICHUR WOMEN PS
RAICHUR EASR CIRCLE RAICHUR,
REPRESENTED BY THE ADDL. SPP
HIGH COURT OF KARNATAKA BENCH AT
KALABURAGI-585107.
2. SHRUTHI W/O. HARISH KUMAR
AGE 28 YESRS, OCC. HOUSE WIFE
R/O VISHWANATHAPURAM BELLARY
NOW RESIDING AT H.NO.1-3-1354-ID/73,
SAIPRIYA COLONY ASHAPUR ROAD
RAICHUR-585401.

...RESPONDENTS

(BY SRI JAMADAR SHAHBUDDIN, HCGP FOR R1;
R2 SERVED)

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signed by
SHIVALEELA
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UDAGI
Location:
HIGH COURT
OF
KARNATAKA



THIS CRL.P IS FILED U/S.482 OF CR.P.C. (OLD), U/SEC. 528 OF BNSS (NEW), PRAYING TO QUASH THE ENTIRE PROCEEDINGS IN CC NO. 263/2024 IN CRIME NO. 77/2023 IN FIR NO. 535/2023 FOR THE OFFENCE PUNISHABLE U/SEC. 498(A), 323, 506 R/W 34 OF IPC AND SEC. 4 OF THE DOWRY PROHIBITION ACT FILED BY THE RESPONDENT NO.1 RAICHUR WOMEN PS WHICH IS PENDING ON THE FILE OF 2ND ADDL. CIVIL JUDGE (J.D) AND JMFC RAICHUR IN THE INTEREST OF JUSTICE AND EQUITY.

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

CORAM: HON'BLE MR. JUSTICE RAJESH RAI K

ORAL ORDER

This petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023, seeking to quash proceedings against the petitioner/accused No.1 in C.C No.263/2024 (arising out of Crime No.77/2023), registered by the Women Police Station, Raichur, for the offence punishable under sections 498A, 323 and 506 r/w Section 34 of IPC and Section 4 of Dowry Prohibition Act, 1961, presently pending on the file of II Additional Senior Civil Judge and JMFC, Raichur.

2. The factual matrix of the case is that, respondent No.2 married the petitioner on 10.02.2023 and thereafter, started to reside in the matrimonial home. However, after the marriage, the accused No.1/petitioner started to harass her for



additional dowry. Though a Panchayat was convened to that effect, the accused continued the harassment on her. On 07.03.2023 at about 08.00 a.m., petitioner/accused No.1 along with others assaulted her by insisting her to get additional dowry. As such, she lodged the complaint before respondent No.1-Police on 21.09.2023 against the petitioner and others. Based on the said complaint, FIR came to be registered in Crime No.77/2023 for the aforementioned offence against petitioner and 7 others. The respondent-Police, after conducting the investigation, laid charge sheet against the accused persons by arraying this petitioner as accused No.1. Based on the same, the learned Magistrate took cognizance of the offences. Aggrieved by the same, the petitioner/accused No.1 preferred this petition to quash the proceedings against him.

3. During the course of argument, it is submitted by the learned counsel for the petitioner that, respondent No.2 and petitioner No.1 have settled their dispute amicably before the Mediation Center at Kalaburagi in Revision Petition Family Court (RPFC) No.200070/2025 and the report of settlement has been placed in RPFC. In the said report, 'it is agreed by both the parties that the respondent/wife shall withdraw the Criminal



Case in CC.No.263/2024, pending before the II Addl. Civil Judge and JMFC IV at Raichur Court. Further it is agreed and consented by both the parties that if any cases are pending between the parties as on today shall be withdrawn. Further, also it is consented and agreed by both the parties that Crl.P No.200955/2025 filed by the petitioner/husband pending before this Hon'ble Court, may be allowed'. Thereafter, based on the said report, the RPFC was disposed of in terms of the settlement report. In such circumstances, he submits that, the proceedings against this petitioner cannot be continued and the same is abuse of process of court.

4. I have carefully perused the order passed by the Co-ordinate Bench of this Court in Revision Petition Family Court (RPFC) No.200070/2025.

5. The terms of the settlement entered between the parties mentioned in the said order depicts that, both parties are agreed, particularly respondent No.2 agreed to withdraw the Criminal Case in CC.No.263/2024, pending before the II Addl. Civil Judge and JMFC IV at Raichur Court. Placing



reliance on the compromise petition, the RPFC was also disposed of.

6. In such circumstances, the continuation of the proceedings against this petitioner amounts to abuse of process of court. Accordingly, I proceed to pass the following;

ORDER

- i. The petition is ***allowed***.
- ii. The proceedings against the petitioner/accused No.1 in C.C.No.263/2024 (Crime No.77/2023) registered by the Women Police Station, Raichur, for the offences punishable under sections 498A, 323 and 506 r/w Section 34 of IPC and Section 4 of Dowry Prohibition Act, 1961, presently pending on the file of II Additional Senior Civil Judge and JMFC, Raichur is hereby quashed.

**Sd/-
(RAJESH RAI K)
JUDGE**

THM/List No.: 1 SI No.: 36