

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 31<sup>ST</sup> DAY OF JANUARY, 2014

BEFORE

**THE HON'BLE MR.JUSTICE H.N.NAGAMOHAN DAS**

CRIMINAL PETITION NO.568 OF 2014

BETWEEN:

1. SRI.NAGARAJ  
S/O.SRI.ANCHUTTAPPA  
AGED ABOUT 56 YEARS  
R/O.GANGIGARA BEEDHI  
'A' STREET, CUBBONPET  
BANGALORE-560 002.
2. SRI.NANDAKUMAR  
S/O.SRI.NANJAPPA  
AGED ABOUT 32 YEARS  
R/AT.NO.248 'A', 1<sup>ST</sup> MAIN ROAD  
4<sup>TH</sup> CROSS, NANDINI LAYOUT  
BANGALORE-560 096.
3. SRI.DEVIPRASAD  
S/O.SRI.GUDDAPPA GOWDA  
AGED ABOUT 44 YEARS  
R/AT.NO.37, 12<sup>TH</sup> 'D' MAIN ROAD  
6<sup>TH</sup> BLOCK, RAJAJINAGAR  
BANGALORE-560 010.
4. SRI.RANMSINGH.K  
S/O.SRI.KRISHNA SINGH  
AGED ABOUT 45 YEARS  
R/O.NO.6A, 10<sup>TH</sup> CROSS, H.A.L.  
BANGALORE – 560 017.

5. SRI.KUMAR.D  
S/O.SRI.DODDA SOMACHAR  
AGED ABOUT 36 YEARS  
NO.425, 5<sup>TH</sup> MAIN ROAD, 7<sup>TH</sup> CROSS  
KENGARI UPANAGARA  
BANGALORE-560 060.

... PETITIONERS

(BY SRI.C.R.GOPALASWAMY, ADVOCATE)

AND:

STAE BY UPPARPET POLICE  
BANGALORE CITY, BANGALORE  
REP. BY STATE PUBLIC PROSECUTOR  
HIGHCOURT BUILDING  
BANGALORE – 560 001.

... RESPONDENT

(BY SRI B.J.ESWARAPPA, GP )

THIS CRL.P IS FILED U/S.482 CR.P.C PRAYING  
TO SET ASIDE THE IMPUGNED ORDER DATED  
31.7.13 PASSED IN C.C.NO.6416/13  
(CRIME NO.124/13) PENDING ON THE FILE OF THE  
MMTC-V, BANGALORE, CONSEQUENTLY QUASH THE  
PROCEEDINGS AGAINST THE PETRS.

THIS CRIMINAL PETITION COMING ON FOR  
ADMISSION THIS DAY, THE COURT MADE THE  
FOLLOWING:

### ORDER

Learned counsel for both the parties submitted  
that the issue involved in this case is covered by the

judgment of this Court in CrI.P.No.15090/2013 dated 04-04-2013.

2. For the reasons stated in the order in CrI.P.No.15090/2013, this petition is liable to be allowed. Accordingly, the following:

**ORDER**

- i) The petition is hereby allowed.
- ii) The proceeding in C.C.No.66416/13 pending on the file of MMTC-V, Bangalore, in so far as petitioners are concerned, is hereby quashed.

**Sd/-  
JUDGE**

VMB