

IN THE HIGH COURT OF KARNATAKA
DHARWAD BENCH

DATED THIS THE 31ST DAY OF JANUARY 2020

BEFORE

THE HON'BLE MR. JUSTICE P.G.M.PATIL

CRIMINAL PETITION NO.100199/2020

BETWEEN

1. LAXMAN S/O DUNDAPPA HALLUR
AGE: 42 YEARS,
OCC: CONTRACTOR,
R/O: GOKAK-591307,
TQ: GOKAK, DIST: BELAGAVI.
2. AJIT N.
AGE: 30 YEARS,
OCC: BUSINESS, R/O: UDAPI HALLI,
R/O: MADALAGI, GOKAK-591307,
TQ: GOKAK, DIST: BELAGAVI.
3. RAFIQHASAN PATEL
AGE: 39 YEARS, OCC: COLLIE,
R/O: NARASAPUR,
GOKAK-591307,
TQ: GOKAK, DIST: BELAGAVI.
4. MAHADEV S/O LAKKAPPA MAREVVAGOL
AGE: 36 YEARS, OCC: BUSINESS,

R/O: GOKAK-591307,
TQ: GOKAK, DIST: BELAGAVI.

5. BASAPPA S/O GURAPPA SALLIKERI
AGE: 44 YEARS, OCC: BUSINESS,
R/O: LOKAPUR, TQ: MUDHOL,
DIST: BAGALKOTE.
6. SWAMI I@ SOMAPPA S/O GURAPPA
BAGALKOTE
AGE: 41 YEARS, OCC: COOLIE,
R/O: GOKAK-591307,
TQ: GOKAK, DIST: BELAGAVI.
7. VINAYAK S/O ASHOK PATIL
AGE: 30 YEARS, OCC: BUSINESS,
R/O: J.K. HOSPITAL,
GOKAK-591307, TQ: GOKAK,
DIST: BELAGAVI.
8. SWAPNESH S/O TAVANAPPA BENNADI
AGE: 41 YEARS, OCC: BUSINESS,
R/O: GOKAK-591307,
TQ: GOKAK, DIST: BELAGAVI.
9. ADIVESH S/O YALLAPPA MAJJAGI
AGE: 42 YEARS, OCC: BUSINESS,
R/O: GOKAK-591307,
TQ: GOKAK, DIST: BELAGAVI.
10. SUHAS S/O RAMESH GADAKARI
AGE: 36 YEARS, OCC: BUSINESS,
R/O: AMBIGERI GALLI,
GOKAK-591307, TQ: GOKAK,
DIST: BELAGAVI.
11. PRAKASH @ PARASURAM @ PRASANNA

S/O MOHANASA SATPUTE,
 AGE: 44 YEARS, OCC: BUSINESS,
 R/O: GOKAK-591307,
 TQ: GOKAK, DIST: BELAGAVI.

12. ISHWAR S/O DAREPPA ARABHAVI
 AGE: 37 YEARS, OCC: BUSINESS,
 R/O: ARABAVI, GOKAK-591307,
 TQ: GOKAK, DIST: BELAGAVI.

13. ABDULGOUS S/O KALEKHAN
 AGE: 36 YEARS, OCC: BUSINESS,
 R/O: SHINDEKUT,
 GOKAK-591307, TQ: GOKAK,
 DIST: BELAGAVI.

... PETITIONERS

(By SRI. GANGADHAR S HOSAKERI, ADV.)

AND

1. STATE OF KARNATAKA
 GOKAK POLICE STATION,
 REPRESENTED BY THE
 STATE PUBLIC PROSECUTOR,
 HIGH COURT OF KARNATAKA,
 DHARWAD BENCH, DHARWAD.

2. B S LOKAPUR
 CPI GOKAK CIRCLE,
 TQ: GOKAK, DIST: BELAGAVI.

... RESPONDENTS

(By SRI. RAJA RAGHAVENDRA NAIK, HCGP)

THIS CRIMINAL PETITION IS FILED U/S 482 OF CR.P.C. SEEKING TO QUASH THE CRIMINAL PROCEEDINGS IN C.C.NO.484/2016 ON THE FILE OF THE PRL. JMFC GOKAK, AT GOKAK ARISING OUT OF GOKAK TOWN POLICE STATION IN CRIME NO.20/2015 FOR THE OFFENCE PUNISHABLE U/SEC.79, 80, 81 AND 88 OF K.P.ACT, AS AGAINST THE PETITIONERS HEREIN, WHO IS ARRAYED AS ACCUSED NO.1, 4 TO 15.

THIS PETITION COMING ON FOR ORDERS THIS DAY, THE COURT PASSED THE FOLLOWING:

ORDER

The matter is heard, admitted and taken up for final disposal with the consent of the learned counsel for the petitioners and learned HCGP.

This petition is filed under Section 482 of Cr.P.C. seeking to quash the proceedings initiated against the petitioners in CC No.484/2016, pending on the file of Prl.JMFC, Gokak, for the offences punishable under Sections 79, 80, 81 and 88 of K.P.Act.

The present case is squarely covered by the judgment of this Court in ***Crl.P.No.101997/2019*** decided on ***10.12.2019***. It is also made reportable. For the reasons recorded in the said order, the present petition is allowed and the proceedings initiated against the petitioners in CC No.484/2016, pending on the file of Prl. JMFC, Gokak, so far as against the petitioners are hereby quashed.

Sd/-
JUDGE

Vmb