HC-KAR
NC: 2026:KHC:55187-DB
CRL.A No. 958 of 2022
CNR: KAHC010232732022

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF OCTOBER, 2026

PRESENT

THE HON'BLE MR. JUSTICE R DEVDAS

AND

THE HON'BLE DR. JUSTICE K.MANMADHA RAO

CRIMINAL APPEAL NO. 958 OF 2022 (C)

BETWEEN:

HALESHA
S/O HANUMANTHAPPA HALIVANAA
AGED ABOUT 26 YEARS
R/AT GOGGA VILLAGE
SHIKARIPURA TALUK
SHIVAMOGGA DISTRICT-577427.

...APPELLANT

(BY SRI. S.G. RAJENDRA REDDY, ADVOCATE)

Digitally signed by JUANITA THEJESWINI
Location: HIGH COURT OF KARNATAKA

AND:

1. STATE BY DY.S.P.
   SHIKARIPURA SUB DIVISION
   SHIKARIPURA
   SHIVAMOGGA DISTRICT-577427
   REPRESENTED BY STATE PUBLIC PROSECUTOR
   HIGH COURT OF KARNATAKA
   BANGALORE-560001.

2. KARIBASAPPA
   S/O BASAPPA T
   AGED ABOUT 43 YEARS
   OCC: FARMER

GOGGA VILLAGE, SHIKARIPURA TALUK
SHIVAMOGGA DISTRICT-577427.

…RESPONDENTS

(BY SMT. RASHMI JADHAV, ADDL. SPP FOR R1;
SRI LOHITASWA BANAKAR, ADVOCATE FOR R2)

THIS CRL.A IS FILED U/S. 374(2) CR.P.C PRAYING TO SET ASIDE THE JUDGMENT OF CONVICTION DATED 08.04.2022 AND ORDER OF SENTENCE DATED 16.04.2022, PASSED BY THE II ADDITIONAL DISTRICT AND SESSIONS JUDGE, SHIVAMOGGA IN SPL.C.NO.9/2017, CONVICTING THE APPELLANT/ACCUSED FOR THE OFFENCE P/U/S 324 AND 302 R/W SECTION 34 OF IPC AND SECTION 3(2)(v) OF SC/ST (POA) ACT R/W SECTION 34 OF IPC AND ETC.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE R DEVDAS
and
HON'BLE DR. JUSTICE K.MANMADHA RAO

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE R DEVDAS)

This Court has already passed an order on 22.03.2024 in Crl.A.No.1313/2023 directing that respondent No.9 - Halesha is dead and therefore, the appeal stands abated as against respondent No.9.

2. The said Halesha, is the appellant herein. Therefore, the present appeal is disposed of as abated.

3. Accordingly, pending applications, if any, stand disposed.

Sd/-
(R DEVDAS)
JUDGE

Sd/-
(DR.K.MANMADHA RAO)
JUDGE

JT/-
CT:SM