HC-KAR

NC: 2026:KHC:53399
CRL.P No. 13718 of 2026

CNR: KAHC010616382026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF SEPTEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.NAGAPRASANNA

CRIMINAL PETITION NO. 13718 OF 2026

BETWEEN:

SRI BYRAPPA K S,
SON OF SUBBAIAH,
AGED ABOUT 36 YEARS,
R/AT NO 5, NEAR LAKE,
KENCHANAPURA VILLAGE,
BANGALORE SOUTH,
BANGALORE - 560 060.

...PETITIONER

(BY SRI AKKI MANJUNATH GOWDA, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY THAVAREKERE POLICE STATION,
BENGALURU CITY,
R/BY STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA,
BENGALURU-560001.

2. SMT. REVATHI,
W/O SRI BYRAPPA K S,
AGED ABOUT 30 YEARS,
R/AT NO.253, SHREE ASHWATH,
HONEY NEST, THIRD B MAIN ROAD,
RR LAYOUT, NAGADEVANAHALLI,
KENGERI-1, BANGALORE SOUTH,

Digitally signed by PADMAVATHI B K
Location: High Court of Karnataka

BANGALORE – 560060.

…RESPONDENTS

(BY SMT. DEEPTHI ALVA, HCGP FOR R-1)

THIS CRL.P IS FILED U/S 482 CR.PC (FILED U/S 528 BNSS) TO CALL FOR RECORDS AND QUASH THE ENTIRE FIR IN CRIME NO.325/2026 FOR THE OFFENCES PUNISHABLE UNDER SECTIONS 85, 109, 308(3), 351(2) OF BNS AND SECTION 3,4 OF DOWRY PROHIBITION ACT, 1961, ON THE FILE OF THE CHIEF JUDICIAL MAGISTRATE, AT BENGALURU RURAL AGAINST THE PETITIONER; VIDE ANNEXURE B.

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

CORAM: HON'BLE MR. JUSTICE M.NAGAPRASANNA

ORAL ORDER

The petitioner is before this Court seeking the following prayer:

> "a) To call for records and quash the entire FIR in Crime No.325/2026 for the offences punishable under section 85, 109, 308(3), 351(2) of BNS & Section 3, 4 of Dowry Prohibition Act, 1961 on the file of the Chief Judicial Magistrate, At Bengaluru Rural against the Petitioner, vide Annexure B;
>
> b) And Grant such other relief/reliefs as this Hon'ble Court deems fit on the facts and circumstances of the case in the interest of justice."

2. Sri Akki Manjunath Gowda, learned counsel for the petitioner and Smt. Deepthi Alva, learned High Court Government Pleader for respondent No.1.

3. Learned counsel for the petitioner seeks to contend that the offence punishable under Section 109 of the BNS, which was Section 307 of the IPC, the earlier regime is not made out even to its semblance, as there is no injury at all in the case at hand.

4. The contention of the learned counsel for the petitioner can be projected, in the event, the police file their final report / charge sheet before the concerned Court and if the final report goes against the petitioner.

5. Reserving liberty to the petitioner to approach this Court, in the event, the final report goes against the petitioner, the criminal petition stands disposed.

Sd/-
(M.NAGAPRASANNA)
JUDGE

NVJ
List No.: 4 Sl No.: 1