

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU****DATED THIS THE 19TH DAY OF NOVEMBER, 2024****BEFORE****THE HON'BLE MR JUSTICE M.NAGAPRASANNA****CRIMINAL PETITION NO. 2895 OF 2023****BETWEEN:**

N B KANTHARAJU
S/O LATE BASAPPA
AGED ABOUT 63 YEARS
R/AT BEHIND SHADAKSHARI MUTT
KANCHEGHATTA, TIPATURU
TUMARKURU DISTRICT.

...PETITIONER

(BY SRI. S.N. BHAT.,ADVOCATE)

AND:

1. STATE BY CHELURU POLICE
GUBBI TALUK
TUMAUURU DISTRICT 572216
REP BY SPP, HIGH COURT OF KARNATAKA
BENGALURU - 560 001.
2. H C LOKESH
S/O LATE CHIKKANNA
AGED ABOUT 52 YEARS
R/AT HULLENHALLI VILLAGE
NUGGEEHALLI HOBLI
CHANANRAYAPATTANA TALUK
HASSAN DSITRICT - 573 116.

...RESPONDENTS

(BY SRI.RANGASWAMY R., HCGP FOR R1)

THIS CRL.P IS FILED U/S.482 CR.P.C PRAYING TO QUASH THE
ENTIRE PROCEEDINGS IN CR.NO.157/2022 FILED BEFORE THE PRL.
CIVIL JUDGE AND JMFC, GUBBI, BY RESPONDENT, CHELURU POLICE
FOR THE OFFENCE P/U/S 420 R/W 34 OF IPC.

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



CORAM: HON'BLE MR JUSTICE M.NAGAPRASANNA

ORAL ORDER

Learned HCGP on instructions would submit that the charges have been framed and the petition would not be entertainable at this juncture.

2. In the light of the charges being framed, the entertainment of the petition will run foul of the judgment of the Apex Court in the case of **MINAKSHI BALA V. SUDHIR KUMAR¹**.

3. Reserving liberty to the petitioner to avail of such remedy, as is available in law, the petition stands disposed.

**Sd/-
(M.NAGAPRASANNA)
JUDGE**

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¹ (1994) 4 SCC 142