

**IN THE HIGH COURT OF KARNATAKA AT BANGALORE**DATED THIS THE 27<sup>th</sup> DAY OF JUNE 2012

BEFORE

**THE HON'BLE MR. JUSTICE SUBHASH B ADI****CRL.P No.2484/2012**

BETWEEN :

DR M HANUMANTHARAYAPPA  
AGED ABOUT 57 YEARS  
S/O MUDDAIAH  
RESIDING AT NO.39 HIG I MAIN  
II CROSS  
HASSAN

...PETITIONER

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

AND :

1. SMT KALAMMA  
AGED ABOUT 50 YEARS  
W/O DEVARAJ  
RESIDING AT NO 114 LIG HOUSING  
BOARD COLONY HOLENARASIPURA TOWN  
HASSAN DISTRICT
2. STATE BY HASSAN CITY POLICE  
HASSAN  
REPRESENTED BY  
STATE PUBLICPROSECUTOR

HIGH COURT BUILDING  
BANGALORE - 560001

...RESPONDENTS

( BY SRI. RAJA SUBRAMANYA BHAT, ADV. FOR R1  
SRI. VIJAYAKUMAR MAJAGE, HCGP)

THIS CRIMINAL PETITION IS FILED UNDER SECTION 482 CR.P.C PRAYING TO QUASH THE CRIMINAL PROCEEDINGS INITIATED BY THE LEARNED MAGISTRATE BY HIS ORDER DATED 03.10.2011 IN CRIMINAL CASE VIDE CRIME NO.42/2003 PENDING ON THE FILE OF THE PRINCIPAL CIVIL JUDGE (JR.DN.), AND JMFC – II, HASSAN.

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

### **O R D E R**

Petitioner has sought for quashing of the order dated 03.10.2011 in Crime NO. 42/2003 pending on the file of the Principal Civil Judge (Jr.Dn.) and JMFC – II, Hassan.

2. The police, on investigation have filed 'B' Report as against which the complainant filed a Protest Memo, based on the complaint, sworn statement and the material produced by the complainant, the learned judge has taken cognizance and

also proceeded to issue process. As against the issue of process, this petition is filed.

3. Matter has been pending before the trial court since 2003. The justice would be met if the Magistrate is directed to expedite the matter as early as possible.

Accordingly the petition is disposed of directing the learned Magistrate to dispose of the case as early as possible not later than 9 months from the date of receipt of copy of this order.

**Sd/-  
JUDGE**

Bsv