



IN THE HIGH COURT OF KARNATAKA, DHARWAD BENCH

DATED THIS THE 28TH DAY OF NOVEMBER, 2023

BEFORE

THE HON'BLE MR JUSTICE SHIVASHANKAR AMARANNAVAR

CRIMINAL PETITION NO. 100262 OF 2023

BETWEEN:

SHARANAVVA W/O MALLIKARJUN KARI,
AGE. 41 YEARS, OCC. TAHASILDAR, TEM OFFICE,
RON, PRESENTLY WORKING IN HOOVINAHADAGALI,
R/O. HOOVINAHADAGALI, TQ. HOOVINAHADAGALI,
DIST. VIJAYNAGARA-583212.

... PETITIONER

(BY SRI. ARAVIND D. KULKARNI, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
PSI RON POLICE STATION, RON,
R/BY STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA, DHARWAD.
2. SANTOSHKUMAR S/O VEERAPPA SHESHAGIRI,
AGE. 43 YEARS, OCC. GOVT OFFICIAL NON-GAZETED,
AC OFFICE GADAG, TQ/DIST GADAG-582103.

... RESPONDENTS

(BY SRI. P.N. HATTI, HCGP FOR R1)

THIS CRIMINAL PETITION IS FILED UNDER SECTION 482 OF CR.PC., SEEKING TO QUASH THE COMPLAINT AND FIR REGISTERED BY THE RESPONDENT POLICE IN THEIR CRIME NO.68/2020 AGAINST THE PETITIONER HEREIN/ACCUSED NO.3 FOR THE OFFENCE PUNISHABLE UNDER SECTION 403, 408, 409, 420, 468 OF IPC AND CONSEQUENTLY TO QUASH THE ALL FURTHER PROCEEDINGS PURSUANT TO THE ABOVE SAID FIR.

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





ORDER

Petitioner has sought for quashing of the complaint and FIR in Crime No.68/2020 of Ron Police Station registered for the offences punishable under Sections 403, 408, 409, 420 and 468 of the Indian Penal Code (hereinafter referred to as the "IPC", for brevity). Tahashildar of Ron has arrayed as accused No.3. The petitioner at relevant time was working as Tahashildar in Ron.

2. Heard learned counsel for the petitioner and learned High Court Government Pleader for respondent No.1-State.

3. Learned counsel for the petitioner would submits that earlier sanction was accorded under Section 197 of the Criminal Procedure Code (hereinafter referred to as the "Cr.P.C.", for brevity) to prosecute the petitioner in respect of Crime No.68/2020 of Ron Police Station by order dated 12.01.2023. She submits that by order dated



30.03.2023, the sanction accorded to prosecute the petitioner by order dated 12.01.2023 has been withdrawn by order dated 30.03.2023.

4. The petitioner was working as Tahashildar in Ron. Petitioner is a public servant and for prosecuting the petitioner sanction under Section 197 of the Cr.P.C is required. Now, sanction accorded to prosecute petitioner is withdrawn. Therefore, there is no question of filing any charge sheet against this petitioner in Crime No.68/2020 of Ron Police Station. With above observations, the petition is disposed of.

Sd/-
JUDGE

AC
CT:BCK
List No.: 1 Sl No.: 29