Karnataka High Court

Mr.Satish S/O Nagaraj.M vs Smt.Shivamma W/O Late Rachutappa on 14 September, 2009 Author: Subhash B.Adi

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IN THE HIGH COURT OF KARNATAKA AT BANGALORE
DATED THIS THE 14th DAY OF SEPTEMBER 2009V.~=
BEFORE
THE HONBLE MRJUSTICE SUBHASH B..A;3:
CRIMINAL PETITION N{)».3344/2.0V0"9"4"' 5 E'
BETWEEN:
1.
Mr.Sat.»ish,
S/0 i\Iagaraj.;w$e-IL
Revenue Inspector,
Aged about 35 years, A .
Residing at No.94, '
Opp: K.S.R.'I'.C. Bus oepo:;,- '-
Gulpet, Kolar Town, VVVV
Mr.Vijaya1m3.v» 'I
S/o Gangg.-lari';'
Agedivzifiouieg-4}1. yeafifi' To
Worizingm; Shir-:1's;vthed;ir;i. '0'.'
RRT Secfiion, -- '
Kolar Talukiioffice, .-- V
Kola; Towii. ''
... PETITION ERS
 ' - Sn. B.LiAsK}xR'.'e;R, Adv.)
W'/o late Rachutappa,
Agefi.a bout 42 years,
 " Residing at 'i'arehoshalli Village,
 * Hqthur Hoblj,
 Koiar District.
The State by Gulpei P.S.
Kolar District. .. RESPONDENTS
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(By Sri.S. Visweshwaraiah, Adv. for R1 By Sri. RS. Bhat, HCGP for R2) This Criminal Petition is filed under Section 482 Cr.P.C. praying to quash the proceedings in P.C.R.No.195/2009 on the files of the Ho__n'b1e 1 Add]. Civil Judge (Jr.Dn.) & J.M.F.C., Kolar District. * following:

This Petition coming on for admission this day, the _Cout=tf_m.ade..thep_ Petitioners have called in quest.i_or1~_ the .'proc>ee«dings--., P.C.R.No.i95/2009 on the file of J.i\/ii.F';:i:C:\§;,Kolar.'--.

2. A private comp1aint: h"as the petitioners and others for an offence punishabie 417 and 420 of

3. Ailegation.ofii illeii'oonapiainant is that, the accused persons created several "fab"1'icat'eddociinients in respect of revenue record, ii irevenue_.s'keteh and also cimnige of khata. inspite of suit was pending. in ti1i___s "case,a.1:earned' Magistrate has not done anything except referring the mattertio the Pohce. if on consideration of the complaint, if the learned v.__M**agistrate that the matter requires investigation by the police, it is V' opezi. to under Section 156(3) of Cr.P.C. In these circumstances, it is .:1ot__a matter for interference.;

Accordingly, this petition fails and same is dismissed. However, the Police must take into consideration 2111 the materials and Circumstances and file appropriate report.

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" aJudqe

KNM/--