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HC-KAR

NC: 2026:KHC:60852
CRL.P No. 9363 of 2026

CNR: KAHC010437252026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 2ND DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

CRIMINAL PETITION NO. 9363 OF 2026

BETWEEN:

MAHESHA K C @ MAHESH GOWDA,
S/O. LATE CHIKKAKOLLANINGAIAH,
@NATHEGOWDA,
AGED ABOUT 41 YEARS,
R/AT KABBANAHALLI,
(SONAGAHALLI POST),
MANDYA TALUK AND DISTRICT PIN 571401.

...PETITIONER

(BY SRI SANATH KUMARA. K.M.,ADVOCATE)

AND:

1. STATE OF KARNATAKA
   BY SOUTH POLICE STATION,
   MYSURU,
   REPRESENTED BY
   STATE PUBLIC PROSECUTOR,
   ADVOCATE GENERAL OFFICE,
   BANGALORE-560001.

2. S. VIJAYKUMAR,
   S/O. SIDDAPPA,
   AGED ABOUT 38 YEARS,
   KPCC COMPOSER,
   R/AT NO.263,
   BANDIPALYA VILLAGE,
   ASHRAMA POST,
   MYSURU TALUK AND DISTRICT,
   PIN-570025

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…RESPONDENTS
(BY SRI M V ANOOP KUMAR, ADDL.SPP FOR R1)

THIS CRL.P IS FILED U/S 482 CR.PC (FILED U/S 528 BNSS) BY THE ADVOCATE FOR THE PETITIONER PRAYING THAT THIS HONOURABLE COURT MAY BE PLEASED TO I. QUASH THE CHARGE SHEET FILED IN SPECIAL CASE NO.336/2025 (CRIME NO.131/2025) ON THE FILE OF THE VI ADDITIONAL DISTRICT AND SPECIAL JUDGE, MYSURU, FILED BY THE RESPONDENT NO.1 POLICE UNDER SECTIONS 352, 338, 241 OF BNS AND SECTION 3(1)(r)(s)(u) OF THE SC/ST (POA) ACT AND ETC.

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

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL ORDER

Heard the learned counsel for the petitioner and the learned Additional State Public Prosecutor appearing for respondent No.1.

2. This petition is filed to quash the charge sheet in Special Case No.336/2025 arising from Crime No.131/2025 on the file of VI Additional Special Judge, Mysuru.

3. The complaint is filed by respondent No.1 for the offences under Sections 352, 238, 241 of Bharatiya Nyaya Sanhita, 2023 and Section 3(1)(r)(s)(u) of the Scheduled

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Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.

4. Learned counsel appearing for the petitioner would submit that the complaint is filed by the member of a political party referring to a Facebook content allegedly published by the petitioner and it is the contention that the person who is allegedly named in the statement in the publication of the Facebook has not filed a complaint and the petitioner has no locus to lodge the complaint.

5. Learned Additional State Public Prosecutor would submit that the Facebook publication is with reference to the caste of a political leader and also with reference to the caste of Dr.B.R.Ambedkar and the Police are justified in investigating the matter and filing the charge sheet.

6. The Court after having gone through the contents of the complaint, is of the view that this petition is nothing but a gross abuse of the process of the Court. Not a single ground is made out to quash the proceedings. On the other hand, the

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charge sheet materials clearly indicate that the matter has to be tried.

7. Accordingly, the Criminal Petition is ***dismissed*** on payment of cost of Rs.25,000/-. The cost shall be paid to the District Legal Service Authority, Mysuru.

8. In case the cost is not paid, the District Legal Service Authority, Mysuru, shall take steps to recover the costs from the petitioner as if it is a decree of the Civil Court.

(ANANT RAMANATH HEGDE)
JUDGE

GVP
List No.: 1 Sl No.: 43