

ಕರ್ನಾಟಕ ಉಚ್ಚ ನ್ಯಾಯಾಲಯ

HIGH COURT OF KARNATAKA



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HIGH COURT OF KARNATAKA



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Status: Pending

Case Number: **CRL.P**
16773/2025
(KAHC010800572025)

Classification: **482(Cr.PC) /**
528(BNSS)

Date of Filing: **05/12/2025**
13:05:12

Petitioner: **M/S ASIANET**
NEWS NETWORK PVT LTD.,

Petitioner Advocate: **S**
SUDHARSAN

Respondent: **MR. SANGAPPA**
IAS.,

Respondent Advocate:

Filing No.: **CRL.P 16387/2025**

Judge: **MOHAMMAD NAWAZ**

Last Posted For: **ADMISSION**

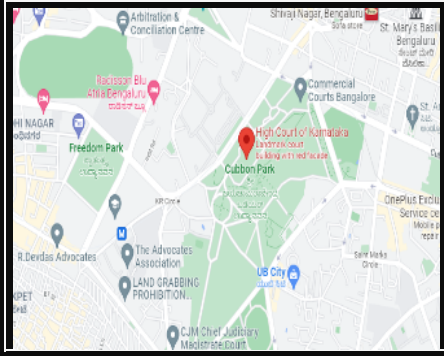
Last Date of Action:
18/12/2025

Last Action Taken: **NOTICE**

Next Hearing Date:

Daily Orders: CRL.P 16773/2025

1	<u>18/12/2025</u>	MOHAMMAD NAWAZ	NOTICE
	Issue notice to respondent. It is contended by the learned counsel for petitioners that before issuing summons to the accused, learned Magistrate should be satisfied that the essential ingredients of criminal defamation under Section 499 of IPC have been made out and in the case on hand without the subjective satisfaction which requires that the imputation must lower the moral or intellectual character of a person in the estimation of others, issued summons. In support of his contention, the learned counsel relied on a judgment of the Hon'ble Apex Court in Jaideep Bose v. Bid and Hammer Auctioneers Private Limited and others reported in 2025 SCC Online SC 348. In the above referred judgment, the Apex Court noticing that the complainant failed to produce any witnesses to prima facie establish that the alleged imputations had lowered their reputation in the estimation of others and Magistrate, after merely reviewing the complainant's statement, proceeded to issue summons, quashed the orders summoning the accused. It is also contended by the learned counsel that the petitioners have acted in good faith with no intention to defame the complainant falling within Exception 8 of Section 499 of IPC. It is further contended that proviso to Section 223 of BNSS, was also not followed before taking cognizance of the offence. Matter requires consideration. There shall be stay of further proceedings in C.C.No. 24340/2025 pending on the file of the Court of XLVIII Additional Chief Judicial Magistrate at Bengaluru, qua the petitioners/accused Nos.9 to 12, till next date of hearing. List this petition along with Criminal Petition No.14929/2025, immediately after service of notice on respondent. IA No.1/2025 is allowed.		
2	<u>12/12/2025</u>	MOHAMMAD NAWAZ	ADJOURNED
	ADJOURNED		



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