



IN THE HIGH COURT OF KARNATAKA AT BENGALURU
DATED THIS THE 2ND DAY OF JULY, 2026
BEFORE
THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY
CRIMINAL PETITION NO. 7219 OF 2026

BETWEEN:

KIRAN KUMAR
S/O PULLANNA
AGED ABOUT 21 YEARS
R/O. BHAGATHNAGARA
BIRUR TOWN
KADUR TALUK.

...PETITIONER

(BY SRI NATARAJ D, ADV.)

AND:

1. STATE OF KARNATAKA BY
BIRUR P.S, CHIKKAMAGALURU
REPRESENTED BY STATE PUBLIC
PROSECUTOR, OFF AT HIGH COURT OF
KARNATAKA, BENGALURU - 56 0001.
2. SRI SURESHA
S/O BASAVARAJ
AGED ABOUT 36 YEARS
R/O. NO. 22, 4TH CROSS
1ST MAIN, SIDDAPPA LAYOUT
KONANAKUNTE CROSS
BANGALORE-560 062
BENGALURU CITY
KARNATAKA.

...RESPONDENTS

(BY SRI RANGASWAMY R, HCGP FOR R-1;
R-2 SERVED)

THIS CRL.P IS FILED U/S 439 CR.PC (FILED U/S 483 BNSS)
PRAYING TO ENLARGE HIM ON REGULAR BAIL UNDER SEC.483 OF
THE CODE OF BNSS 2023 IN SPL.C.NO.138/2025 (CR.NO.147/2025)
OF RESPONDENT P.S. REGISTERED FOR THE OFFENCE P/U/S
SEC.137(2),87,64(2)(m),65(1),127(4),118(1),351(2) OF BNS 2023



AND SEC.6 OF POCSO ACT 2012 REGISTERED AT BIRUR P.S. PENDING BEFORE THE HONBLE ADDL.DIST. AND SESSIONS JUDGE FTSC-1 AT CHIKKAMAGALURU.

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

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

1. Accused in Crime No.147/2025 registered by Birur Police Station, Chikkamagaluru, for the offences punishable under Sections 137(2), 87, 64(2)(m), 65(1), 127(4), 118(1) and 351(2) of BNS, 2023 and Section 6 of the POCSO Act, 2012, is before this Court in this petition filed under Section 483 of BNSS, 2023, seeking regular bail.

2. Heard the learned counsel for the petitioner and the learned HCGP for respondent No.1 - State. Respondent No.2, who is served in the matter has remained unrepresented before this Court.

3. FIR in Crime No.147/2025 was registered by Birur Police Station, Chikkamagaluru, for the aforesaid offences against the petitioner herein based on the first information dated 25.09.2025 received from respondent No.2, who is the uncle of the victim girl. In the said case, petitioner herein was arrested



on 26.09.2025 and subsequently, remanded to judicial custody. After completing investigation, charge sheet has been filed against him for the aforesaid offences. His bail application filed before the Trial Court in Spl.C.(P)No.138/2025 was rejected on 17.12.2025. Therefore, he is before this Court.

4. In the first information, it is alleged that petitioner with a false assurance of marrying the victim girl had induced her to accompany him and thereafter, had committed sexual assault on her multiple times and also had criminally intimidated her. The victim girl is now examined before the Trial Court as PW1. Since PW1 has denied that the petitioner had committed any kind of sexual assault on her, she was treated as a hostile witness by the prosecution and cross-examined by the Public Prosecutor. The submission made by learned counsel for the petitioner that even in the cross-examination, nothing incriminating is elicited as against the petitioner insofar as it relates to the allegation of he committing any kind of sexual assault on the victim girl, is not seriously disputed by learned HCGP. Petitioner aged about 21 years, having no criminal antecedents is in custody from 26.09.2025. Considering the



aforesaid aspects of the matter, I am of the opinion that the prayer made by the petitioner for grant of regular bail needs to be answered affirmatively. Accordingly, the following order:-

5. The petition is allowed. The petitioner is directed to be enlarged on bail in Crime No.147/2025 registered by Birur Police Station, Chikkamagaluru, for the offences punishable under Sections 137(2), 87, 64(2)(m), 65(1), 127(4), 118(1) and 351(2) of BNS, 2023 and Section 6 of the POCSO Act, 2012, subject to the following conditions:

- a) Petitioner shall execute a personal bond for a sum of Rs.1,00,000/- with two sureties for the likesum, to the satisfaction of the jurisdictional Court;
- b) The petitioner shall appear regularly on all the dates of hearing before the Trial Court unless the Trial Court exempts his appearance for valid reasons;
- c) The petitioner shall not directly or indirectly threaten or tamper with the prosecution witnesses;
- d) The petitioner shall not involve in similar offences in future;



e) The petitioner shall not leave the jurisdiction of the Trial Court without permission of the said Court until the case registered against him is disposed off.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

DN
List No.: 1 SI No.: 56