



CNR: KAHC010569392026

NC: 2026:KHC:50372
CRL.P No. 12541 of 2026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 16TH DAY OF SEPTEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 12541 OF 2026

BETWEEN:

BHASKARA V
S/O VENKATESHAPPA,
AGED 29 YEARS,
R/AT VENKATAPURA VILLAGE,
BETHAMANGALA HOBLI,
K.G.F TALUK, KOLAR DISTRICT - 563 101.

...PETITIONER

(BY SRI. GUNASHEKAR S., ADVOCATE)

AND:

STATE BY BETHAMANGALA STATION
REPRESENTED BY STATE PUBLIC PROSECUTOR,
HIGH COURT BUILDING,
BANGALORE - 560 001.

...RESPONDENT

(BY SRI. RAHUL RAI K., HCGP)

THIS CRL.P IS FILED U/S 439 OF CR.P.C. (FILED U/S 483 BNSS) BY THE ADVOCATE FOR THE PETITIONER PRAYING TO ENLARGE HIM ON BAIL IN CR.NO.58/2025 (SC.NO.171/2025) FOR THE OFFENCES P/U/S 103(1), 109, 351(2) OF BHARATIYA NYAYA SANHITA, 2023, ON THE FILE OF BETHAMANGALA POLICE, PENDING ON THE FILE OF HONBLE III ADDL.

Digitally signed
by ANNA PURNA G
Location: High
Court of
Karnataka



DISTRICT AND SESSIONS JUDGE, AT KOLAR (SITTING AT KGF).

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

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

Accused in Special Case No.171/2025 pending before the Court of the III Additional District and Sessions Judge, Kolar (sitting at KGF) arising out of Crime No.58/2025 registered by Bethamangala Police Station, KGF for the offences punishable under Sections 103(1), 109, 351(2) of BNS, 2023, is before this Court in this successive bail application filed under Section 483 of BNSS 2023 seeking regular bail.

2. Heard the learned counsel for the parties.

3. FIR in Crime No.58/2025 was registered by Bethamangala Police Station, KGF for the aforesaid offences against the petitioner herein, based on the first



information dated 08.05.2025 received from Babu Reddy (CW-1), who is the injured eyewitness in the present case. During the course of investigation, the petitioner was arrested on 09.05.2025 and remanded to judicial custody. His bail application filed before the Trial Court was rejected and therefore he had earlier approached this Court in CrI.P.No.16325/2025 which was dismissed on 25.02.2026. It is under these circumstances, the petitioner is before this Court in this successive bail application.

4. Learned counsel for the petitioner submits that the petitioner's earlier bail application was rejected on the ground that there were eyewitnesses to the alleged incident in question. All the material charge sheet witnesses have now turned hostile to the case of the prosecution. Accordingly, he prays to allow the petition.

5. *Per contra*, learned HCGP who has opposed the petition does not dispute the submission made by the learned counsel for the petitioner.



6. It is the case of the prosecution that on 07.05.2025 at about 8.00 p.m., when the petitioner was consuming alcohol in a bar and restaurant along with his friends CW-5 to CW-7, deceased Nandish came there. Subsequently, there was a quarrel between the petitioner and the deceased Nandish. The petitioner allegedly assaulted deceased Nandish with his hands. CW-1, CW-3, CW-5, CW-6 and CW-7 pacified the said quarrel. Thereafter, the petitioner went to his house, brought a knife and when deceased Nandish came out of the bar and restaurant at about 8.30 p.m., allegedly assaulted him with the said knife and committed his murder.

7. CW-1 is the injured eyewitness to the incident in question, and CW-2 to CW-4 are the eyewitnesses to the same. CW-1 to CW-4 are now examined before the Trial Court as PW-1 to PW-4. The submission made by the learned counsel for the petitioner that PW-1 to PW-4 have turned hostile to the case of the prosecution is not seriously disputed by the learned High Court Government



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Pleader. As on this date, all the material charge sheet witnesses have already been examined. The petitioner has no other criminal antecedents. Accordingly, the following:

ORDER

i) The Criminal Petition is **allowed**.

ii) The petitioner is directed to be enlarged on bail in Special Case No.171/2025 pending before the Court of the III Additional District and Sessions Judge, Kolar (sitting at KGF) arising out of Crime No.58/2025 registered by Bethamangala Police Station, KGF for the offences punishable under Sections 103(1), 109, 351(2) of BNS, 2023, subject to the following conditions:

a) The petitioner shall execute 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



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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

SHS
List No.: 1 Sl No.: 59