HC-KAR

NC: 2025:KHC:53264
WP No. 33870 of 2025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 15TH DAY OF DECEMBER, 2025

BEFORE

THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

WRIT PETITION NO. 33870 OF 2025 (GM-POLICE)

BETWEEN:

MR.AMBARESHA
S/O.LATE VENKATESHAPPA
AGED ABOUT 29 YEARS
CHOLAPPANAHALLI
SULIBELE HOBLI, HOSKOTE TALUK
BENGALURU RURAL - 562122

...PETITIONER

(BY SRI. KIRAN S S., ADVOCATE)

AND:

1. STATE OF KARNATAKA
   REP. BY ITS SECRETARIAT
   DEPARTMENT OF HOME
   VIDHANA SOUDHA, BANGALORE- 560 001.

2. THE CHIEF SUPERINTENDENT
   CENTRAL PRISON
   PARAPPANAGHRAHARA
   BANGALORE-580 100.

3. THE COMMISSIONER OF POLICE
   BENGALURU RURAL, NO.5
   MILLERS ROAD, VASANTH NAGAR
   BENGALURU-560052.

...RESPONDENTS

(BY SMT. K P YASHODHA, AGA FOR RESPONDENTS)

Digitally signed by SHWETHA RAGHAVENDRA
Location: HIGH COURT OF KARNATAKA

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF CERTIORARI BY QUASH THE ENDORSEMENT AS ANNEXURE-B ISSUED BY THE 2ND RESPONDENT ENDORSEMENT NO. CPB/CTP-SEC/29 DATED 01/04/2025 BY DIRECTING THE RESPONDENT NO.2/CENTRAL PRISON, BANGALORE, TO RELEASE THE PETITIONER

ON PAROLE FOR A PERIOD OF 90 DAYS IN PRISONER CTP NO. 13750 CONVICTED BY THE JUDGMENT AND ORDER DATED 19.07.2023 PASSED BY THE HONBLE ADDITIONAL DISTRICT AND SESSIONS JUDGE (FTSC-II), BENGALURU RURAL DISTRICT, BENGALURU IN SPL.C.NO.98/2015 FOR THE OFFENCES PUNISHABLE U/SEC.376, 302 OF IPC AND SECTION 6 OF THE POCSO ACT VIDE ANNEXURE-A.

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

CORAM: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

ORAL ORDER

1. The petitioner is before this Court seeking for the following reliefs:

> *1. Issue a Writ of Certiorari by quashing the endorsement as ANNEXURE-B issued by the 2nd Respondent endorsement No.CPB/CTP-SEC/29 DATED: 01/04/2025 by directing the Respondent No.2/Central Prison, Bangalore, to release the Petitioner on parole for a period of 90 days in prisoner CTP No.13750 convicted by the judgment and order dated 19.07.2023 passed by the Hon'ble Additional District and Sessions Judge (FTSC-II), Bengaluru Rural District, Bengaluru in Spl.C.No.98/2015 for the offences vide vide Annexure-A punishable U/sec.376, 302 of IPC and Section 6 of the POCSO Act vide Annexure-A, in the interest of justice and equity.*
>
> ***2.*** *Issue such other suitable orders or direction as this Hon'ble court deems fit and proper in the nature and circumstances of the case, in the interest of justice and equity.*

2. The detenu Ambaresha (CTP No.13750) had been convicted in Sp.C.No.98 of 2015 by the Additional District and Sessions Judge (FTSC-II), Bengaluru

Rural District, Bengaluru and sentenced on 19.07.2023 to undergo rigorous imprisonment for life which have been imprisonment shall be from the remainder of the detenu natural life for offences under Section 302, 376 of the IPC and under Section 6 of the POCSO Act taking into consideration the victim was 8 year old girl.

3. The Sessions Court having categorically indicated that the detenu would have to undergo imprisonment for the remainder of his natural life, I am of the considered opinion that no parole can be granted. The petition stands ***dismissed.***

SD/-
(SURAJ GOVINDARAJ)
JUDGE

SR
List No.: 2 Sl No.: 29