HC-KAR
NC: 2026:KHC:64616
CRL.P No. 2662 of 2026
CNR: KAHC010123002026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 20TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 2662 OF 2026 (438(Cr.PC) / 482(BNSS))

BETWEEN:

N. KRISHNAN
S/O LATE NARAYAN
AGED ABOUT 56 YEARS
RESIDING AT NO.48
11TH CROSS, VINAYAKA LAYOUT
KODIPALYA, KENGERI
BENGALURU – 560 060.

…PETITIONER

(BY SRI SHIVAKUMAR D.K., ADVOCATE)

AND:

THE STATE OF KARNATAKA
BY MALLESHWARAM POLICE STATION
REPRESENTED BY SPP
HIGH COURT OF KARNATAKA
BENGALURU – 560 001.

…RESPONDENT

(BY SRI RAHUL RAI K., HCGP)

Digitally signed by G SHREELAKSHA
Location: HIGH COURT OF KARNATAKA

THIS CRL.P IS FILED UNDER SECTION 482 BHARATIYA NAGARIK SURAKSHA SANHITHA, 2023 PRAYING THAT TO DIRECT THE RESPONDENT POLICE TO RELEASE THE PETITIONER ON BAIL IN THE EVENT OF HIS ARREST IN CRIME NO:0002/2026, FOR AN OFFENCE PUNISHABLE UNDER SECTION 316(2), 3(5) OF THE BHARATIYA NYAYA SANHITA (BNS), 2023, OF MALLESHWARAM POLICE STATION, BENGALURU, WHICH IS PENDING ON THE FILE OF III ADDL CHIEF JUDICIAL MAGISTRATE, BENGALURU.

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 No.1 in Crime No.2/2026 registered by the Malleshwaram Police Station, Bengaluru for the offences punishable under Sections 316(2) and 3(5) of the BNSS, 2023 is before this Court in this petition filed under Section 482 of the BNSS, 2023 seeking anticipatory bail.

2. Heard learned counsel for the parties.

3. FIR in Crime No.2/2026 registered by the Malleshwaram Police Station, Bengaluru for the aforesaid offences against the petitioner based on the first information dated 06.01.2026 received from Karigouda S. Patil S/o Late S.S.Patil. Apprehending arrest in the said case, petitioner had approached the jurisdictional Sessions Court in Crl.Misc.No.1003/2026, which was rejected on 09.02.2026. Therefore, petitioner is before this Court.

4. In the typed first information dated 06.01.2026 submitted by the alleged victim aged about 60 years, he has stated that accused Nos.1 and 2 named in the FIR had collected huge amount from him and others with a promise to provide Government Jobs in Karnataka Milk Federation. According to the first information during the year 2022-2023, a total amount of Rs.50,00,000/- was paid to accused Nos.1 and 2 on various dates for the purpose of providing appointment in Karnataka Milk Federation. Complainant is aged about 60 years. He has not stated that in whose behalf he had paid such a huge amount for the purpose of securing job. Accused No.2 has been granted anticipatory bail by this Court in Crl.P.No.2451/2026 dated 10.06.2026. The alleged offences are triable by the Court of Magistrate and punishable with imprisonment for a maximum period of seven years. Petitioner has undertaken to co-operate with the police for the purpose of investigation. Under the circumstances, the following:-

ORDER

The Criminal Petition is ***allowed***.

The respondent - Police or any other police in the State of Karnataka are directed to release the petitioner in the event of his arrest in Crime No.2/2026 registered by Malleshwaram Police Station for the offences punishable under Sections 316(2) and 3(5), subject to the following conditions:

1. The Petitioner shall appear before the Investigating Officer within 15 days from the date of receipt of the copy of this order and shall execute a personal bond for a sum of Rs.1,00,000/- with two sureties for the likesum to the satisfaction of the investigating officer.

2. Petitioner shall regularly appear before the Trial Court without fail unless exempted by the Trial Court for valid reasons.

3. Petitioner shall not tamper with the prosecution witnesses and he shall co-operate with the police for investigation and appear before them whenever called upon.

4. The petitioner shall not involve in similar offences in future.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

MH/-
List No.: 1 Sl No.: 31