HC-KAR
NC: 2026:KHC:61489
CRL.P No. 13862 of 2026
CNR: KAHC010622082026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 13862 OF 2026

BETWEEN:

ISSAK
S/O. JOHN PAL
AGED ABOUT 22 YEARS,
RESIDING AT NO. 158,
C.A. LINE, 2ND MAIN ROAD,
C.R. NAGAR, BENGALURU - 560 030.

...PETITIONER

(BY SRI. UMESH R, ADVOCATE)

AND:

STATE OF KARNATAKA
BY VIVEKANGAR POLICE STATION
POLICE STATION, BENGALURU
REP. BY STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA,
BENGALURU - 560 001.

...RESPONDENT

(BY SRI. CHANNAPPA ERAPPA, HCGP)

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

THIS CRL.P IS FILED U/S.438 (FILED U/S.482 BNSS) OF CR.P.C PRAYING TO GRANT ANTICIPATORY BAIL BY DIRECTING THE RESPONDENT POLICE TO ENLARGE HIM ON BAIL IN THE EVENT OF HIS ARREST IN C.C.NO.52587/2023 (ARISING OUT OF CRIME NO.62/2022) OF VIVEK NAGAR

POLICE STATION FOR THE ALLEGED OFFENCE P/US/ 399, 402 OF IPC PENDING ON THE FILE OF THE HONBLE XXIX ADDL CJM AT BENGALURU CITY.

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.5 in Crime No.62 of 2022 registered by Viveknagar Police Station, Bengaluru City for the offences punishable under Section 399 and 402 of IPC, 1860, is before this Court in this petition filed under Section 482 of BNSS, 2023 seeking anticipatory bail.

2. Heard the learned counsel for the parties.

3. FIR in Crime No.62 of 2022 was registered by Viveknagar Police Station, Bengaluru City for the aforesaid offences against 4 to 5 unknown persons, based on the first information dated 12.05.2022 received from Sukanya S., Police Officer attached to Viveknagar Police Station. After completing the investigation of the case, charge

sheet was filed in Crime No.62 of 2022 against 5 persons and petitioner is arrayed as accused No.5 in the charge sheet. Apprehending arrest in the said case, the petitioner had filed Crl.Misc.No.6398 of 2026 before the jurisdictional Sessions Court which was rejected on 08.07.2026. Therefore, he is before this Court.

4. In the first information dated 12.05.2022, it is alleged that the first informant had received credible information to the effect that, 4 to 5 unknown persons, who were armed with weapons, were preparing themselves to commit dacoity. It is under these circumstances, FIR was registered against 4 to 5 unknown persons. In the raid that was conducted subsequently, accused Nos.1 to 3 were arrested and produced before the Court. Subsequently, charge sheet was filed against 5 persons and petitioner is shown as absconding in the charge sheet.

5. Learned counsel for the petitioner has submitted that the petitioner was not at all aware of the charge sheet filed against him, until he came to know that non-bailable warrant has been issued against him in the present case.

6. Learned High Court Government Pleader has fairly submitted that the petitioner has no serious criminal antecedents against him.

7. Petitioner has undertaken to co-operate before the Trial Court for speedy disposal of the case. Considering the nature of allegations found against the petitioner in the charge sheet and also having regard to the aforesaid aspects of the matter, I am of the opinion that the prayer made by the petitioner for grant of anticipatory bail needs to be answered affirmatively, subject to appropriate conditions. Accordingly, the following:

O R D E R

(i) 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.62 of 2022 registered by Viveknagar Police Station, Bengaluru City for the offences punishable under Section 399 and 402 of IPC, 1860, subject to the following conditions:

a) 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.

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

c) Petitioner shall not tamper with the prosecution witness and he shall co-operate

with the police for investigation and appear before them whenever called upon.

d) Petitioner shall not involve in similar offences in future.

e) Petitioner shall appear before the Station House Officer (S.H.O) of Viveknagar Police Station on every third Sunday of the month between 10.00 a.m. and 1.00 p.m. and mark his attendance regularly for the period of 6 months from the date of his release from custody.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

AMM
List No.: 1 Sl No.: 43