HC-KAR

NC: 2026:KHC:61256
CRL.P No. 14191 of 2026

CNR: KAHC010629082026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 14191 OF 2026

BETWEEN:

MR. MOHGAMMED NAWAZ
C/O. JABEEN TAJ,
AGED ABOUT 20 YEARS,
RESIDING AT
1ST CROSS, 1ST MAIN,
BEHIND GOVERNMENT HIGH SCHOOL,
NEAR MOMING STAR PUBLIC SCHOOL,
RAICHANAHALLI MAIN ROAD,
TANNI SANDRA,
VTC BENGALURU NORTH,
PO NORTH,
V R SHIVARAMA KARANATH NAGAR,
BENGALURU - 560 077.

...PETITIONER

(BY SRI. BHAKTAVACHALA, ADVOCATE)

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

AND:

STATE OF KARNATAKA BY
SAMPIGEHALLI P.S.
REPRESENTED BY LD.
STATE PUBLIC PROSECUTOR,
HIGH COURT OF KARNATAKA

BENGALURU - 560 001.

…RESPONDENT

(BY SRI. CHANNAPPA ERAPPA, HCGP)

THIS CRL.P IS FILED U/S 439 OF CR.P.C (U/S 483 BNSS) PRAYING TO ENLARGE THE PETITIONER ON BAIL IN CR.NO.229/2026 REGISTERED BY SAMPIGEHALLI P.S., FOR THE OFFENCES P/U/S 22(b) AND 27(b) OF NDPS ACT, 1985, PENDING BEFORE THE HONBLE XXXIV ADDL. CITY CIVIL AND SESSIONS JUDGE AND SPECIAL JUDGE (NDPS) (CCH-35) AT 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.2 in crime No.229/2026 registered by Sampigehalli Police Station for the offences punishable under Section 27(b) and 22(b) of the Narcotic Drugs and Psychotropic Substances Act, 1985 ('the NDPS Act' for short) is before this

Court in this petition filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 seeking regular bail.

2. Heard the learned counsel for the parties.

3. FIR in crime No.229/2026 was registered by Sampigehalli Police Station, Bangalore, initially for offence punishable under Section 27(b) of the NDPS Act against one Tayyab and others based on the first information dated 26.06.2026 received from Ashok Kamagona, Police Officer at a Sampigehalli Police station. In the said case, petitioner herein was arrested on 26.06.2026 and remanded to judicial custody. His bail application filed thereafter before the jurisdictional Sessions Court in Crl.Misc.No.7529/2026 was rejected on 07.08.2026. Therefore, he is before this Court.

4. A reading of the first information as well as the remand application of the petitioner would go to show that on the intervening night of 25.06.2026 and 26.06.2026 about 10-15 persons were shouting loudly near Ali Masjid at Amarjyothi Layout within the jurisdiction of Sampigehalli Police Station, Bangalore and therefore, the police had gone there and the

persons gathered failed to give reasons for gathering near the Masjid and shouting loud. Since the police suspected that some of the said persons had consumed drugs, they were brought to the police station and FIR was registered in crime No.229/2026 for the offence punishable under Section 27(b) of the NDPS Act.

5. It is alleged that during the course of enquiry, accused No.1 had admitted possession of contraband articles and from his possession contraband allegedly MDMA weighing 29.2 grams was recovered. Undisputedly, there is no seizure of any contraband article from the possession of the petitioner herein, who is arrayed as accused No.2 in the present case. The reading of his remand application would reveal that only his mobile phone has been recovered and seized. It is not in dispute that petitioner has no other similar criminal case registered against him. Petitioner aged 20 years, is in custody for last more than four months.

6. Under these circumstances, I am of the opinion that prayer made by the petitioner for grant of regular bail needs to be answered affirmatively. Accordingly, the following:

ORDER

The petition is ***allowed***. The petitioner is directed to be enlarged on bail in crime No.229/2026 of Sampigehalli Police Station registered for the offences punishable under Section 27(b) and 22(b) of the NDPS Act, 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

JY
List No.: 1 Sl No.: 60