HC-KAR

NC: 2026:KHC:59520
CRL.P No. 14126 of 2026

CNR: KAHC010629742026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 14126 OF 2026

BETWEEN:

SHAIK SUHAIL,
S/O. MUNNA,
AGED ABOUT 24 YEARS,
R/AT NO.14, M.S.PALYA,
NEAR KANNAPPA BUILDING,
VIDYARANYAPURA,
BENGALURU.

...PETITIONER

(BY SRI. SHARATH KUMAR G.M., ADVOCATE FOR
SRI. MOHAMMED UMMAR FAROOQ., ADVOCATE)

AND:

Digitally signed by PANKAJA S
Location: HIGH COURT OF KARNATAKA

STATE OF KARNATAKA,
BY VIDYARANYA PURA POLICE STATION,
REPRESENTED BY
STATE PUBLIC PROSECUTOR,
HIGH COURT BUILDING,
BENGALURU - 560 001.

...RESPONDENT

(BY SRI.CHANNAPPA ERAPPA, HCGP)

THIS CRL.P. IS FILED U/S.439 (FILED U/S.483 BNSS) CR.P.C PRAYING TO ENLARGE THE PETITIONER/ACCUSED NO.1 ON BAIL IN CRIME NO.77/2023 (S.C.NO.1380/2025)

REGISTERED BY THE VIDYARANYAPURA POLICE STATION FOR ALLEGED OFFENCE P/US/ 397, 398 OF IPC AND SEC.4, 25(1B)(b), 27 OF ARMS ACT WHICH IS PENDING ON THE FILE OF THE LXVI ADDL CITY CIVIL AND SESSIONS JUDGE (CCH-67) BENGALURU LEARNED BY IMPOSING ANY CONDITIONS TO THE SATISFACTION OF THIS HONBLE COURT.

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 SC No.1380/2025 pending before the Court of LXVI Additional City Civil and Sessions Judge (CCH-67), Bengaluru, arising out of Crime No.77/2023 registered by Vidyaranyapura Police Station, Bengaluru City for the offences punishable under Section 397, 398 of IPC, 1860 and Section 4, 25(1-B)(b) and 27 of Arms Act, 1959, is before this Court in this petition filed under Section 483 of BNSS, 2023 seeking regular bail.

2. Heard the learned counsel for the parties.

3. Perusal of the material on record would go to show that the petitioner who was earlier arrested in the present case was granted regular bail by the jurisdictional Sessions Court in Crl.Misc.No.4560/2023 vide order dated 31.05.2023. Since, the petitioner had not appeared before the Trial Court coercive steps were taken against him and he is now arrested and remanded to judicial custody on 11.08.2026. His bail application filed thereafter before the jurisdictional Sessions Court in Crl.Misc.No.8397/2026 was rejected on 31.08.2026. Therefore, he is before this Court.

4. In the charge sheet which is filed against the accused persons in the present case, it is alleged that on 17.04.2023 at about 14.00 hours, when the first informant was standing near a tamarind tree at M.S. Palya within the jurisdiction of Vidyaranyapura Police Station, two persons who came there threatened him with the knife and snatched his mobile phone. It is under these circumstances, FIR was registered against unknown persons for the aforesaid offences and subsequently,

accused Nos.1 and 2 were arrested and charge sheet is filed against them for the aforesaid offences.

5. It is not in dispute that the petitioner was granted regular bail in the present case by the jurisdictional Sessions Court in Crl.Misc.No.4560/2023 on 31.05.2023. In the other criminal case registered against the petitioner, he has been enlarged on bail. Only for the reason that he had not appeared before the Trial Court on the regular dates of hearing, petitioner is now arrested and remanded to judicial custody on 11.08.2026. For the mistake committed by the petitioner he has been sufficiently punished. He has undertaken to appear before the Trial Court regularly and also abide by the conditions that may be imposed on him.

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

O R D E R

(i) The Criminal Petition is allowed.

(ii) The petitioner is directed to be enlarged on bail in SC No.1380/2025 pending before the Court of LXVI Additional City Civil and Sessions Judge (CCH-67), Bengaluru, arising out of Crime No.77/2023 registered by Vidyaranyapura Police Station, Bengaluru City for the offences punishable under Section 397, 398 of IPC, 1860 and Section 4, 25(1-B)(b) and 27 of Arms Act, 1959, 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 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.

f) The petitioner shall appear before the Station House Officer (S.H.O) of Vidyaranyapura Police Station on every first Sunday of the month between 10.00 a.m. and 1.00 p.m. and mark his attendance regularly for the period of 1 year from the date of his release from the custody.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

AMM
List No.: 1 Sl No.: 41