HC-KAR

NC: 2026:KHC:59335
CRL.P No. 14767 of 2026

CNR: KAHC010655512026

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. 14767 OF 2026

BETWEEN:

SUMAIYA.I,
W/O THOUFIQ ULLA,
AGED ABOUT 27 YEARS,
R/AT #288, GROUND FLOOR,
12TH MAIN, 12TH CROSS,
NAGAMMA LAYOUT, CHOKKASANDRA,
BANGALORE-560057.

...PETITIONER

(BY SRI. HANUMANTHAPPA B HARAVIGOWDAR, ADVOCATE)

AND:

Digitally signed by YASHODA K L
Location: HIGH COURT OF KARNATAKA

1. ABDUL ATAULLA,
   S/O MOHAMMED ESA SAB,
   AGED ABOUT 71 YEARS,
   R/O NO.1305, D-B BLOCK,
   PHASE-1 PRISTIN GREEN,
   MIDC-MOSHI, PUNE,
   MAHARASHTRA -412 105.

2. SAMEERA,
   SAMEERA QAMRUDDIN SHAIK,
   W/O KHALEELULLA,
   AGED ABOUT 34 YEARS,
   R/AT FALT NO.1305, PHASE-I,

D BLOCK, 13TH FLOOR,
PRISTIN GREEN, MOSHI POST, MIDC
DIST PUNE,
MAHARASHTRA-412105.

3. THE STATE OF KARNATAKA
BY PEENYA POLICE STATION,
REP. BY STATE PUBLIC PROSECUTOR,
HIGH COURT BUILDING,
BANGALORE-560001.

…RESPONDENTS

(BY SRI. RAHUL RAI.K, HCGP FOR R3)

THIS CRL.P IS FILED U/S 439(2) CR.PC (FILED U/S 483(3) OF BNSS) TO CANCEL/SET ASIDE THE BAIL ORDER GRANTED BY THE HON'BLE PRL. CITY CIVIL XLV ACC AND SJ, BENGALURU IN SC.NO.247/2026 (CR.NO.575/2024 DATED 25.11.2025 VIDE ANNEXURE-R P/U/S 498A, 504, 506, 323, 313 OF IPC AND SEC. 3 AND 4 OF DP ACT, IN C.C.NO.19910/2025.

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

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

This petition under Section 483(3) of BNSS, 2023, is filed by the defacto complainant with a prayer to cancel the anticipatory bail granted to respondent Nos.1 and 2 herein by the Court of 45th Additional City Civil and Sessions Judge,

Bangalore, in Crl.Misc.No.9605/2025 vide order dated 25.11.2025 in Crime No.575/2024, registered by Peenya Police Station for offences punishable under Sections 313, 323, 498A, 504, 506 of Indian Penal Code and Sections 3 and 4 of Dowry Prohibition Act.

2. Heard the learned counsel for the petitioner and learned High Court Government Pleader on behalf of respondent No.3-State.

3. FIR in Crime No.575/2024 was registered by Peenya Police Station, Bangalore, for the aforesaid offences against Thoufiq Ulla and others, based on the first information dated 02.11.2024 received from the petitioner herein who is the wife of accused No.1. In the said case, accused No.1 who is the husband of the petitioner and accused No.3 who is the brother of accused No.1 were arrested. Respondent Nos.1 and 2 herein who are arrayed as accused Nos.2 and 4 in the FIR, have been granted anticipatory bail by the jurisdictional Sessions Court, after charge sheet was filed in the present case for the aforesaid offences. Assailing the same, the defacto complainant is before this Court.

4. A reading of the first information as well as the charge sheet material would go to show that after the petitioner was married to accused No.1, they were staying in Maharashtra. Respondent No.1 herein is the father of accused No.1 and respondent No.2 is the wife of accused No.3. They were not staying with the petitioner and her husband at Maharashtra. Only allegation against respondent Nos.1 and 2 herein is that they were instigating accused No.1 to torture and ill-treat his wife. Except the same, there is no other allegation against respondent Nos.1 and 2 who have been granted anticipatory bail by the jurisdictional Sessions Court after charge sheet was filed.

5. Under the circumstances, I do not find any ground to entertain this petition. Accordingly, petition is ***dismissed***.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

CBC
List No.: 1 Sl No.: 1