HC-KAR

NC: 2026:KHC:59952
WP No. 30280 of 2026

CNR: KAHC010662012026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE C.M. POONACHA

WRIT PETITION NO. 30280 OF 2026 (GM-POLICE)

BETWEEN:

SMT. S.G. ASHA
W/O MANJASHETTI,
AGED 28 YEARS,
R/AT NO. 86, CHANNARAYAPATTANA,
Y. SINGENAHALLAI, HASSAN - 573 111.

...PETITIONER

(BY SRI. VIJAYA PRASSAD, ADVOCATE)

AND:

1. STATE OF KARNATAKA
REP. BY ITS SECRETARY
DEPARTMENT OF HOME,
VIDHANA SOUDHA,
BENGALURU - 560 001.

2. THE DIRECTOR GENERAL OF POLICE PRISONS
AND CORRECTIONAL SERVICES
NO. 9, SHESHADRI ROAD,
GANDHI NAGAR,
BENGALURU - 560 009.

3. THE CHIEF SUPERINTENDENT
CENTRAL PRISON, ASHOKA ROAD,
NEAR FOUNTAIN CIRCLE

MYSURU - 570 007.

…RESPONDENTS

(BY SRI. HARISHA A.S, AGA)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO THE RESPONDENT TO GRANT PAROLE OF 90DAYS TO THE CONVICT MANJASHETTI AT DWARAKI AT RAHULA S/O NAGARAJU AT BOREVEL NAGARAJU(CTP N. 01043).

THIS PETITION, COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE C.M. POONACHA

ORAL ORDER

The present writ petition is filed seeking for the following reliefs:

> *a) "Issue a writ order or direction in the nature of mandamus to the respondents to grant parole of 90days to convict, Manjashetti @ Dwaraki @ Rahula S/o Nagaraju @ Borevel Nagaraju (CTP No.01043).*
>
> *b) Pass such other orders/ directions considering the facts and circumstances of the case, together with costs, in the interest of justice.".*

2. The petitioner having made an application for grant of general parole and the same having been rejected vide the endorsement dated 07.09.2026 (Annexure-D to the writ petition), the present petition is filed.

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3. Learned counsel for the petitioner submits that on an earlier occasion the petitioner was enlarged on general parole pursuant to the order dated 15.12.2025 passed in WP.No.34891/2025. Hence, it is contended that the rejection of general parole by the concerned authorities vide the impugned endorsement is erroneous.

4. Learned AGA has filed a memo placing on record that accused Nos.1 and 4 had been released on parole and had failed to surrender upon the expiry of the term of parole, for which the Police Authorities have registered Crime No.123/2026 against the said accused persons. A copy of the FIR in Crime No.123/2026 is annexed along with the memo.

5. It is the contention of the learned AGA that although, the application for parole on behalf of the petitioner has been rejected vide the endorsement dated 07.09.2026 (Annexure-D to the writ petition) on the ground that there is a criminal case pending, in view of the subsequent development of accused Nos.1 and 4 having violated the conditions of the order of parole and having failed to surrender on the expiry of

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the term of parole, no relief is to be granted in the present petition.

6. In view of the factual matrix as noticed above, the apprehension on behalf of the respondents cannot be stated to be unjustified. In view of the same, the present writ is ***dismissed***.

7. This order shall not preclude the petitioner from making an appropriate application in accordance with law for grant of parole once accused Nos.1 and 4 are taken into custody.

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(C.M. POONACHA)
JUDGE

PNV
List No.: 1 Sl No.: 47