HC-KAR

NC: 2026:KHC:62005
CRL.P No. 14926 of 2026

CNR: KAHC010668572026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 6TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 14926 OF 2026

BETWEEN:

DARSHAN C
S/O CHANDRAPPA,
AGED ABOUT 21 YEARS,
R/AT 2ND CROSS, BHADRAPURA VILLAGE
SHIKARIPURA TALUK,
SHIVAMOGGA DISTRICT - 577 427.

...PETITIONER

(BY SRI. NAGARAJ S. JAIN, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY
SHIKARIPURA TOWN POLICE STATION,
SHIKARIPURA TALUK,
SHIVAMOGGA DISTRICT - 577 427
THROUGH STATE PUBLIC PROSECUTOR,
HIGH COURT COMPLEX,
BENGALURU - 560 001.

2. MANJULA P,
W/O JAGADEESH,
AGED ABOUT 38 YEARS,
RESIDING AT 1ST CROSS,
BHOVI COLONY, BHADRADAPURA VILLAGE,
SHIKARIPURA TALUK,
SHIVAMOGGA DISTRICT - 577 427.

...RESPONDENTS

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

(BY SRI. CHANNAPPA EERAPPA, HCGP FOR R1;
SRI. AMARESH R. GARASANGI, ADVOCATE FOR R2)

THIS CRL.P IS FILED U/S 439 OF CR.PC (FILED U/S 483 BNSS) PRAYING TO ALLOW THIS PETITION AND ENLARGE THE PETITIONER ON BAIL IN SPL.C.NO.229/2026, PENDING ON THE FILE OF HONBLE ADDITIONAL DISTRICT AND SESSIONS JUDGE, FTSC-1 AT SHIVAMOGGA, FOR THE OFFENCES PUNISHABLE UNDER SECTION 64(2)(m), 65(1), 351(2), 127(1) 329(3) AND 329(4) OF THE BHARATIYA NYAYA SANHITA (BNS) 2023 AND UNDER SECTION 6 OF PROTECTION OF CHILDREN FROM SEXUAL OFFENCES (POCSO) ACT 2012, BY SHIKARIPURA TOWN POLICE.

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 Special Case No.229/2026 pending before the Court of Additional District and Sessions Judge, FTSC-I (POCSO), Shivamogga arising out of Crime No.86/2026 registered by Shikaripurs Town Police Station, Shivamogga for offences punishable under Sections 127(1), 64(2)(m), 65(1), 351(2) 329(3) and 329(4) of BNS 2023 and Section 6 of POCSO Act 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. FIR in Crime No.86/2026 was registered by Shikaripura Town Police Station against the petitioner herein based on the first information dated 30.05.2026 received from the victim girl. During the course of investigation petitioner was arrested on 31.05.2026 and remanded to judicial custody. After completing investigation charge sheet is now filed against three persons and petitioner is arrayed as accused No.1 in the charge sheet. His bail application filed before the Trial Court in Criminal Misc. No.877/2026 was rejected. Therefore he is before this Court.

4. Learned counsel for the petitioner during the course of arguments has submitted that petitioner and the victim girl were in love and they had together gone to various places and only after the parents of the petitioner

and victim girl came to know about their relationship FIR was registered in the present case.

5. Learned High Court Government Pleader who has opposed the petition submits that victim girl has made serious allegation against the petitioner in her statement recorded under Section 183 of BNSS, 2023.

6. Learned counsel appearing for respondent No.2 who is the mother of the victim girl on instruction submits that he has no objection to grant bail to the petitioner.

7. Perusal of the charge sheet material and the statement of victim girl recorded under Section 183 of BNSS 2023 would go to show that petitioner and the victim girl hail from the same village and are acquainted to each other. It appears that they were loving each other and subsequently they had together gone to various places. It is alleged that petitioner with a promise to marry the victim girl had sexual intercourse with her multiple times. Subsequently relatives of the petitioner came to know about the relationship between the petitioner and

the victim girl and they had threatened the victim girl of dire consequences if she roams with the petitioner.

8. Under these circumstances, it appears that she had approached the police and thereafter FIR was registered against the petitioner for the aforesaid offences. Petitioner aged 21 years having no other criminal antecedent is in custody, investigation of the case is already completed. Considering the aforesaid aspect of the matter and the age of the parties, the following:-

ORDER

i) The Criminal Petition is ***allowed***.

ii) The petitioner is directed to be enlarged on bail in Crime No.86/2026 registered by Shikaripura Town Police Station, Shivamogga for the offences punishable under Sections 127(1), 64(2)(m), 65(1), 351(2) 329(3) and 329(4) of BNS 2023 and Section 6 of POCSO Act, subject to the following conditions:

a) Petitioner shall execute a personal bond for a sum of Rs.1,00,000/- (Rupees One Lakh

only) with one 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; and

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 them is disposed off.

SD/-
(S VISHWAJITH SHETTY)
JUDGE

VS
List No.: 1 Sl No.: 53