HC-KAR

NC: 2026:KHC:60344
CRL.P No. 15122 of 2026

CNR: KAHC010676722026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 15122 OF 2026

BETWEEN:

KIRAN KUMAR,
S/O MUNIRAJU BOVI,
AGED ABOUT 29 YEARS,
R/AT DODDANANAUGUDDEDODDI
VILLAGE, BILIGUMBA POST,
KASABA-I, RAMANAGARA,
BANGALORE SOUTH-562 159.
(AS PER BAIL REJECTED ORDER)

...PETITIONER

(BY SRI. PRATHAP KUMAR.M.S FOR

SRI. RAGHU N R, ADVOCATES)

AND:

Digitally signed by CHETAN B C
Location: High Court of Karnataka

STATE OF KARNATAKA,
BY MANDYA WEST POLICE STATION,
MANDYA,
BY ITS STATE PUBLIC PROSECUTOR,
HIGH COURT BUILDING,
BANGALORE-560 001.

...RESPONDENT

(BY SRI. RAHUL RAI.K, HCGP)

THIS CRL.P IS FILED U/S 439 CR.PC (FILED U/S 483 BNSS) TO ENLARGE THE PETITIONER ON BAIL FOR THE OFFENCES P/U/S 20(b)(ii)(A) OF NDPS ACT - 1985 IN HIS

CR.NO.105/2026 IN MANDYA WEST POLICE STATION PENDING ON THE FILE OF THE PRL.CIVIL JUDGE (SR.DN) AND C.J.M COURT, MANDYA DISTRICT.

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 Crime No.105/2026, registered by Mandya West Police Station, Mandya, for offences punishable under Section 20(b)(ii)(A) of the Narcotic Drugs and Psychotropic Substances Act, 1985, 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.105/2026 was registered by Mandya West Police Station, for the aforesaid offences against petitioner and another based on first information dated 11.08.2026 received from Siddaraju R, Police Officer, attached to Mandya West Police Station. In the said case, petitioner was

arrested and remanded to Judicial Custody on 11.08.2026. His bail application filed before the Trial Court in Crime No.105/2026 was rejected on 15.09.2026. Therefore, he is before this Court.

4. A perusal of the material on record would go to show that on 11.08.2026 at about 12 in the noon, the first informant had received credible information that two persons who were in possession of contraband article allegedly ganja, were trying to sell the same to the public and students in a locality within the jurisdiction of Mandya West Police Station. Therefore, a raid was conducted to the said spot and accused Nos.1 and 2 were apprehended and from their possession, contraband article allegedly ganja, totally weighing 1 kg 25 grams was recovered and seized under a panchanama. From the possession of petitioner, contraband article allegedly ganja totally weighing 810 grams is seized. The total quantity of ganja seized in the present case is little more than 1 kg and therefore, it has to be considered as intermediate quantity. It is not in dispute that petitioner has no other case registered

against him for offences punishable under the Narcotic Drugs and Psychotropic Substances Act, 1985. Therefore, the rigor under Section 37(i)(b) of the Act cannot be made applicable against the petitioner. Investigation of the case is almost completed.

5. 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

The petition is **allowed**. The petitioner is directed to be enlarged on bail in Crime No.105/2026, registered by Mandya West Police Station, Mandya, for offences punishable under Section 20(b)(ii)(A) of the Narcotic Drugs and Psychotropic Substances Act, 1985, 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

CBC
List No.: 1 Sl No.: 66