HC-KAR

NC: 2026:KHC:61417
CRL.P No. 15358 of 2026

CNR: KAHC010681702026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 15358 OF 2026

BETWEEN:

SABDAR AHAMED
@ MOHAMMED ALI @ NIGRO
MOHAMMED ALI @ NIGRO
S/O SYED MUKHTIYAR AHMED
AGE ABOUT 29 YEARS
R/A NO 27 BALAJI LALYOUT EXTENSION
THANISANDRA, HEGDE NAGAR
BENGALURU - 560 077.

...PETITIONER

(BY SRI SRIRAM M, ADV.)

AND:

STATE OF KARNATAKA
BY SHO OF HEBBAL PS
REP BY SPECIALPUBLIC
PROSECUTOR, HIGH COURT OF KARNATAKA
BENGALURU - 560 001.

...RESPONDENT

(BY SRI CHANNAPPA ERAPPA, HCGP)

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

THIS CRL.P IS FILED U/S 439 CR.PC (FILED U/S 483 BNNS) PRAYING TO RELEASE THE PETITIONER ON BAIL IN CRIME NO.17/2019, SC.NO.1231/2019 REGISTERED BY HEBBAL POLICE STATION, FOR THE ALLEGED OFFENCES P/U/S 395 OF IPC, WHICH IS PENDING ON THE FILE LIX ADDL. CITY CIVIL AND SESSIONS JUDGE (CCH-60) AT BANGALORE.

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

CNR: KAHC010681702026

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

1. Accused No.3 in SC No.1231/2019 pending before the Court of LIX Additional City Civil and Sessions Judge, Bengaluru, arising out of Crime No.17/2019 registered by Hebbal Police Station, Bengaluru City, for the offence punishable under Section 395 of IPC, 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. Records would reveal that petitioner, who was arrested earlier in the present case was granted regular bail by the jurisdictional Sessions Court in Crl.Misc.No.10379/2022 and since the petitioner had not appeared before the Trial Court on the regular dates of hearing, non-bailable warrant was issued against him and he is now arrested and remanded to judicial custody on 14.03.2025. For the last one year seven months, petitioner is in custody, only for the reason that he had not appeared before the Trial Court on the regular dates of hearing,

though on the merits of the case, he was earlier granted regular bail. It is brought to the notice of this Court by learned HCGP that petitioner is a person with criminal antecedents. Under the circumstances, I am of the opinion that petitioner's prayer for grant of regular bail needs to be answered affirmatively subject to appropriate conditions. Accordingly, the following order:-

4. The petition is allowed. The petitioner is directed to be enlarged on bail in SC No.1231/2019 pending before the Court of LIX Additional City Civil and Sessions Judge, Bengaluru, arising out of Crime No.17/2019 registered by Hebbal Police Station, Bengaluru City, for the offence punishable under Section 395 of IPC, 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.

f) The petitioner is directed to appear before the Station House Officer, Hebbal Police Station, Bengaluru, on first Sunday of every month between 10.00 a.m. and 01.00 p.m. and mark his attendance, for a period of one year from the date he is released from custody.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

DN/List No.: 1 Sl No.: 71