HC-KAR
NC: 2026:KHC:62665
CRL.P No. 15545 of 2026
C/W CRL.P No. 14096 of 2026
CNR: KAHC010682782026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 12TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 15545 OF 2026
C/W
CRIMINAL PETITION NO. 14096 OF 2026

IN CRL.P No. 15545/2026:

BETWEEN:

1. ARUN KUMAR
S/O MACCHENDRA DONDI TALWAR
AGED ABOUT 23 YEARS
R/AT NO.43, AK COLONY
BIHEND ITC COXTOWN
JEEVANHALLI, BENGALURU - 560 005
(ACCUSED NO.01 IN JC)

2. PRASHANTH
S/O MARIYAPPA
AGED ABOUT 23 YEARS
R/AT NO.395, 7TH CROSS
BEHIND MUKUNDA THEATER
NAGANNAPALYA, MARUTHI SEVANAGAR
BENGALURU - 560 033
(ACCUSED NO.02 IN JC)

...PETITIONERS

(BY SRI D.G. SREENIVASA KUMAR, ADV.)

AND:

STATE OF KARNATAKA
BY PULIKESHINAGAR POLICE STATION
REP. BY STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BENGALURU - 560 001.

...RESPONDENT

(BY SRI RAHUL RAI K, HCGP)

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

CNR: KAHC010682782026

THIS CRL.P IS FILED U/S 439 CR.PC (FILED U/S 483 BNNS) PRAYING TO RELEASE THE PETITIONERS ON BAIL IN CRIME NO.211/2024 (SC.NO.1305/2024) OF RESPONDENT PULIKESHI NAGAR POLICE STATION, BANGALORE REGISTERED FOR ALLEGED OFFENCE P/U/S 143, 144, 147, 148, 302, 120(B) R/W SEC.149 OF IPC, PENDING ON THE FILE OF THE LEARNED IV ADDL. CITY CIVIL AND SESSIONS JUDGE (CCH-21) BANGALORE.

IN CRL.P NO. 14096/2026:

BETWEEN:

1. ANDREW
   S/O TONI
   AGED ABOUT 25 YEARS
   RESIDING AT NO.15, PARK ROAD
   PERUMAL GARDEN, COXTOWN
   JEEVANAHALLI, BANGALORE - 560 005
   (ACCUSED NO.03 IN J C)

2. J. GYPSON DANIEL
   S/O JOHN PAUL
   AGED ABOUT 23 YEARS
   RESIDING AT NO.24
   2ND CROSS, MUDDAMMA GARDEN
   CSK NAIDU ROAD, DODDIGUNTA
   BANGALORE - 560 005
   (ACCUSED NO.08 IN J C)

...PETITIONERS

(BY SRI D.G. SREENIVASA KUMAR, ADV.)

AND:

STATE OF KARNATAKA
BY PULIKESHINAGAR POLICE STATION
REP. BY STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BENGALURU - 560 001.

...RESPONDENT

(BY SRI RAHUL RAI K, HCGP)

THIS CRL.P IS FILED U/S.439 (FILED U/S.483 BNSS) CR.P.C PRAYING TO RELEASE THE PETITIONER ON BAIL IN CRIME NO.211/2024 (S.C.NO.1305/2024) OF RESPONDENT

PULIKESHI NAGAR POLICE STATION, BENGALURU REGISTERED FOR ALLEGED OFFENCE P/S/ 143,144,147,148,302, 120-B R/W 149 OF IPC, PENDING ON THE FILE OF THE LEARNED IV ADDL CITY CIVIL AND SESSIONS JUDGE (CCH-21) BENGALURU.

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

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

Accused Nos.1 to 3 and 8 in S.C.No.1305/2024 pending before the Court of IV Additional City Civil and Sessions Judge (CCH-21), Bengaluru arising out of Crime No.211/2024 registered by Pulakeshinagar Police Station, Bengaluru City for the offences punishable under Section 143, 144, 147, 148, 302, 120(B) read with Section 149 of IPC, 1860, are before this Court in these two successive bail applications filed under Section 483 of BNSS, 2023 seeking regular bail.

2. Heard the learned counsel for the parties.

3. FIR in Crime No.211/2024 was registered by Pulakeshinagar Police Station, Bengaluru City for the

aforesaid offences against seven to eight unknown persons, based on the first information dated 29.06.2024 received from Sri Umesh E., Police Officer attached to Pulakeshinagar Police Station, Bengaluru City. During the course of investigation, petitioners herein were arrested and remanded to judicial custody. Their bail applications filed before the Trial Court was rejected and therefore, they had earlier approached this Court in Crl.P.No.8192/2025, Crl.P.No.16122/2025 and Crl.P.No.13202/2024, which were dismissed with liberty to file a fresh bail application before the Trial Court after examination of CW14 to CW18, who are the alleged eyewitnesses, was completed before the Trial Court. Subsequently, the petitioners filed a fresh bail application before the Trial Court in Crl.Misc.No.25284/2026, which was rejected on 02.05.2026. Therefore, they are before this Court.

4. FIR in the present case was registered against seven to eight unknown persons. During the course of

investigation, the petitioners herein and some other accused persons were arrested, and charge sheet was subsequently filed against eight persons, in which petitioners herein are arrayed as accused Nos.1 to 3 and 8.

5. As per the charge sheet allegation, deceased Vignesh @ Appu and his friends had earlier assaulted accused Nos.1 and 5 with deadly weapons and therefore, FIR in Crime No.155/2024 was registered against him and others. It is in this background accused Nos.1 to 5 had vengeance against him and they had conspired with the other accused persons to commit his murder. In furtherance of such conspiracy, on the alleged date of incident, when the deceased was along with CW14 to CW18, the accused persons who came there allegedly had caught hold of Vignesh and assaulted him with weapons and committed his murder. The allegation of assaulting the deceased with deadly weapons is found in the charge sheet against accused Nos.1 to 4 and 8. It is under these

circumstances, their bail application was rejected earlier, with liberty to file a fresh bail application after the alleged eyewitnesses, namely CW14 to CW18 were examined before the Trial Court. Accused Nos.5 and 7 were earlier granted regular bail by this Court in Crl.P.No.3682/2025 and Crl.P.No.3785/2025 vide order dated 02.04.2025. So far as the petitioners are concerned, their bail application was rejected only for the reason that they were the assailants in the present case and CW14 to CW18 are the alleged eyewitnesses. It is now brought to the notice of this Court that CW14 to CW18 have been examined before the Trial Court as PW14 to PW18.

6. The submission made by learned counsel for the petitioners that the alleged eyewitnesses have turned hostile to the case of the prosecution is not seriously disputed by learned HCGP.

7. In view of the aforesaid, I am of the view that, without expressing any opinion on the merits and demerits

of the case, the prayer made by the petitioners for grant of regular bail needs to be answered affirmatively, subject to appropriate conditions. Accordingly, the following:

ORDER

i) The Criminal Petitions are ***allowed***.

ii) The petitioners are directed to be enlarged on bail in S.C.No.1305/2024 pending before the Court of IV Additional City Civil and Sessions Judge (CCH-21), Bengaluru arising out of Crime No.211/2024 registered by Pulakeshinagar Police Station, Bengaluru City for the offences punishable under Section 143, 144, 147, 148, 302, 120(B) read with Section 149 of IPC, 1860, subject to the following conditions:

a) The petitioners shall execute personal bond for a sum of Rs.1,00,000/- each with two sureties for the likesum, to the satisfaction of the jurisdictional Court;

b) The petitioners 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 petitioners shall not directly or indirectly threaten or tamper with the prosecution witnesses;

d) The petitioners shall not involve in similar offences in future;

e) The petitioners 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

SHS
List No.: 1 Sl No.: 75