HC-KAR

NC: 2026:KHC:60085
CRL.P No. 15421 of 2026

CNR: KAHC010694402026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 15421 OF 2026

(439(Cr.PC) / 483(BNSS))

BETWEEN:

1. MR. KUSHAL A
   AGED ABOUT 22 YEARS,
   S/O ARUMUGAM,
   RESIDING AT. NO.67,
   3RD CROSS,
   RAGHAVENDRA LAYOUT, BEGUR,
   BENGALURU - 560 068.

2. MR. JAYANTH GOWDA
   AGED ABOUT 23 YEARS,
   S/O KUMAR,
   RESIDING AT. NO.10/3,
   9TH CROSS,
   BEGUR MAIN ROAD,
   HONGASANDRA,
   BENGALURU - 560 068.

...PETITIONERS

(BY SRI. PRAVEEN C.,ADVOCATE)

Digitally signed by SUMA B N
Location: HIGH COURT OF KARNATAKA

AND:

THE STATE BY
HEBBAGODI POLICE STATION,
BENGALURU 560 100
REPRESENTED BY THE S.P.P
HIGH COURT BUILDING,
BENGALURU 560 001.

…RESPONDENT

(BY SRI. CHANNAPPA ERAPPA.,HCGP)

THIS CRL.P IS FILED U/S 439 CR.PC (FILED U/S 483 BNNS) BY THE ADVOCATE FOR THE PETITIONER PRAYING THAT THIS HONOURABLE COURT MAY BE PLEASED TO ENLARGE THE PETITIONER ON BAIL IN CRIME NO.452/2026 FOR ALLEGED OFFENCES P/U/S 61, 308(4), 140(2) R/W 3(5) OF BNS ACT REGISTERED BY HEBBAGODI POLICE STATION NOW ON THE FILE OF THE PENDING BEFORE THE IV ADDL.CIVIL JUDGE AND JMFC AT ANEKAL.

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

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

1. Accused Nos.3 and 4 Crime No.452/2026 registered by the Hebbagodi Police Station, Electronic City, for the offences punishable under Sections 140(2), 308(4), 61 read with Section 3(5) of Bharatiya Nyaya Sanhita (BNS), 2023 are before this Court filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking regular bail.

2. Heard the learned counsel for the parties.

3. FIR in Crime No.452/2026 was registered by Hebbagodi Police Station, Bengaluru City for aforesaid offences against Poonam and four others based on first information dated 25.08.2026 received from Shebin Baby who is the alleged victim in the present case.

4. During the course of investigation of the said case petitioners herein were arrested on 03.09.2026 and remanded to judicial custody. Their bail application filed before the Jurisdictional Sessions Court in Crl.Misc.No.5473 of 2026 was rejected on 25.09.2026. Therefore, they are before this Court.

5. In the First Information dated 25.08.2026 submitted by the alleged victim, he has stated that he hails from Kerala State and got introduced to accused No.1 Poonam through a dating application known as "AISLE". Subsequently, the petitioner and accused started chatting with each other and on 19.08.2026 Poonam allegedly invited the petitioner to meet her. Accordingly, petitioner had gone to meet Poonam and she allegedly had picked up him in the car driver by her.

Subsequently, she had parked the said car in an isolated place for the purpose of smoking cigarette. At that time four persons who came there, allegedly threatened the first informant and Poonam. They subsequently sat in the car along with the first informant and aforesaid Poonam and drove away the car. The said accused persons along with Poonam thereafter threatened the first informant and snatched cash amount of Rs.7,000/- which he had and also made him to withdraw money from ATM cards and also to transfer money to their bank account. Totally they took away a sum of Rs.3,75,000/- from the first informant.

6. In respect of the alleged incident that had taken place on the intervening night of 19.08.2026 and 20.08.2026, the first informant belatedly filed a complaint on 25.08.2026. In the first information itself, he has stated that the victim is from Kerala and he does not know Kannada. However, the first information is typed in Kannada and belatedly filed.

7. Learned counsel for the petitioners has submitted that there was some financial transaction between the parties

and it is under these circumstances petitioners are falsely implicated in the present case.

8. The petitioners do not have any criminal antecedents and they are in custody for more than 50 days. The major portion of the investigation is already completed.

9. Considering the aforesaid aspects of the matter, I am of the opinion that prayer made by the petitioners for grant of regular bail needs to be answered affirmatively.

10. Accordingly, the following:

ORDER

The Criminal Petition is ***allowed***.

The petitioners are directed to be enlarged on bail in Crime No.452/2026 registered by the Hebbagodi Police Station, Bengaluru City, for the offences punishable under Sections 140(2), 308(4), 61 read with Section 3(5) of Bharatiya Nyaya Sanhita (BNS), 2023 subject to the following conditions:

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

two sureties each 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 their 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;

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

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List No.: 1 Sl No.: 78