HC-KAR

NC: 2026:KHC:61374
CRL.P No. 15786 of 2026

CNR: KAHC010710842026

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. 15786 OF 2026

BETWEEN:

ROHAN GOWDA
YANE SHASHANK SHETTY
ALIAS RAKSHITH YANE SHASHIKIRAN
S/O SHEKAR SHETTY
AGED ABOUT 35 YEARS
R/O SOWKUR ALWARMANE
GULWADI, KUNDAPURA TALUK
UDUPI DISTRICT - 576 283
AS PER CHARGE SHEET.

...PETITIONER

(BY SRI K. PRASANNA SHETTY, ADV.)

AND:

STATE OF KARNATAKA
BY THIRTHAHALLI POLICE STATION
REPRESENTED BY STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BANGALORE - 560 001.

...RESPONDENT

(BY SRI RAHUL RAI K, HCGP)

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

THIS CRL.P IS FILED U/S 439 CR.P.C (U/S 483 BNSS) PRAYING TO ENLARGE THE PETITIONER ON BAIL IN CR.NO.66/2026 REGISTERED BY RESPONDENT POLICE, PENDING BEFORE THE III ADDL. DISTRICT AND SESSIONS JUDGE, SHIVAMOGGA, 2023, FOR THE OFFENCES P/U/S 77,308(2),351(2),352,238 OF BNS, U/S 66(E),67,67(A) OF I.T ACT.

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 in S.C.No.260/2026 pending before the Court of III Addl. District & Sessions Judge, Shivamogga, arising out of Crime No.66/2026 registered by Thirthahalli Police Station, Shivamogga District, for the offences punishable under Sections 77, 308(2), 351(2), 352, 238 of BNS 2023, and Sections 66(E), 67, 67(A) of Information Technology 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.66/2026 was registered by Thirthahalli Police Station, Shivamogga District, for the aforesaid offences against the petitioner herein, based on the first information dated 17.02.2026 received from the victim lady aged 47 years. In the said case, petitioner herein was arrested on 07.04.2026 and remanded to judicial custody. His bail application filed before the jurisdictional Sessions Court in S.C.No.260/2026 was rejected on 28.09.2026. Therefore, he is before this Court.

4. A reading of the first information as well as the charge sheet now filed in the present case would reveal that petitioner who allegedly contacted the victim lady aged 47 years, developed intimacy with her and subsequently when he met her, he clicked her photographs in his mobile phone, and thereafter started threatening the victim lady that he would circulate the said photos in social media and also forward the same to her husband and demanded money. It is alleged that victim lady has totally paid a sum of Rs.1,50,000/- to the petitioner after he started threatening her.

5. Investigation of the case is now completed and charge sheet is filed. Petitioner is in custody for more than six months. The maximum punishment for the alleged offences is imprisonment for a period of seven years. It is brought to the notice of this Court 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 is required to be answered affirmatively, subject to appropriate conditions. Accordingly, the following order:

6. The petition is allowed. The petitioner is directed to be enlarged on bail in S.C.No.260/2026 pending before the Court of III Addl. District & Sessions Judge, Shivamogga, arising out of Crime No.66/2026 registered by Thirthahalli Police Station, Shivamogga District, for the offences punishable under Sections 77, 308(2), 351(2), 352, 238 of BNS 2023, and Sections 66(E), 67, 67(A) of Information Technology Act, subject to the following conditions:

a) Petitioner shall execute 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, Thirthahalli Police Station, Shivamogga District, on second 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 of his release from custody.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

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