HC-KAR

NC: 2026:KHC:63816
CRL.P No. 15917 of 2026

CNR: KAHC010717542026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 17TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 15917 OF 2026

BETWEEN:

DHANARAJ H.T ALIAS DHANU
S/O THIMMAPPA
AGED ABOUT 24 YEARS
R/AT HUCHANAHATTI VILLAGE
SHIVANI HOBLI
CHIKKANAYAKANAHALLI TLAUK
TUMKURU DISTRICT
KARNATAKA - 572 214.

...PETITIONER

(BY SMT. LIKITHA M, ADV., FOR
SRI RAKSHITH R, ADV.)

AND:

STATE OF KARNATAKA
BY TIPTUR RURAL POLICE STATION
REP BY SPP, 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 ENLARGE THE PETITIONER ON BAIL IN CRIME NO.23/2026 OF THE TIPTUR RURAL POLICE STATION FOR THE OFFENCES P/U/S 49, 61(2), 103(1), R/W 3(5) OF THE BNS 2023 PENDING ON THE FILE OF THE LD 5TH ADL.DISTRICT AND SESSIONS JUDGE, TUMAKURU SITTING AT TIPTUR IN SC NO.10031/2026.

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 No.1 in S.C.No.10031/2026 pending before the Court of V Additional District and Sessions Judge, Tumakuru, sitting at Tiptur, arising out of Crime No.23/2026 registered by Tiptur Rural Police Station, Tumakuru, for the offences punishable under Sections 49, 61(2), 103(1) r/w Section 3(5) of BNS, 2023, 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.23/2026 was registered by Tiptur Rural Police Station, Tumakuru, for the offence punishable under Section 103 of BNS, 2023, against unknown person based on first information dated 05.03.2026 received from Yusuf Pasha brother-in-law of deceased Mansoor Pasha.

During the course of investigation of the said case, petitioner was arrested on 11.03.2026 and remanded to judicial custody. Charge sheet is subsequently filed against four persons and petitioner is arrayed as accused No.1. His bail application filed before the jurisdictional Sessions Court in Crl.Misc.No.10363/2026 was rejected on 25.09.2026. Therefore, he is before this Court.

4. FIR in the present case was registered against unknown person for the offence punishable under Section 103 of BNS 2023, after the dead body of Mansoor Pasha, brother-in-law of the first informant, was found within the jurisdiction of Tiptur Rural Police Station, Tumakuru. In the charge sheet, it is alleged that accused No.4, wife of deceased Mansoor Pasha, had illicit relationship with accused No.1 and therefore, accused Nos.1 and 4 conspired to commit the murder of Mansoor Pasha. Thereafter, accused No.1 contacted his friends accused

Nos.2 and 3, who agreed to assist him to commit the murder of Mansoor Pasha.

5. Accused No.2, who was arrested in the present case had approached this Court in Crl.P.No.13824/2026, which was allowed on 08.10.2026. In paragraph Nos.5 and 6 of the order passed in Crl.P.No.13824/2026, it is observed as follows:-

> *"5. In the charge sheet it is alleged that accused No.4 had illicit relationship with accused No.1 and therefore accused Nos. 1 and 4 conspired to commit the murder of Mansoor Pasha. Thereafter, accused No.1 had contacted his friends accused Nos. 2 and 3 who had agreed to assist him to commit the murder of Mansoor Pasha. In furtherance of such conspiracy, accused No.3 had informed Mansoor Pasha who was into the business of scrap material that he would provide him scrap material.*
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> *6. On 04.03.2026 Mansoor Pasha who came in his goods vehicle bearing registration*

No. KA-01-AB-7685, picked up accused No.3 in the said vehicle who thereafter took Mansoor Pasha near Chikkakottigehalli Village, Rangapura, 8th cross road where accused No.2 had parked his vehicle bearing registration No.KA-16-A-2649 and was waiting for him. Subsequently, when accused No.2, 3 and Mansoor Pasha were walking in property bearing survey No. 166 of Dasarahatti Village, accused no. 1, who followed them allegedly assaulted Mansoor Pasha with a shock absorber of a bike. Thereafter even accused nos. 2 and 3 had assaulted Mansoor Pasha with iron pipe and stones and committed his murder."

6. The entire case of the prosecution is based on circumstantial evidence. Allegations against accused Nos.1 to 3 is similar. Learned counsel for the petitioner has submitted that petitioner has no other criminal antecedents. Under the circumstances, the following order:-

7. The petition is allowed. The petitioner is directed to be enlarged on bail in S.C.No.10031/2026 pending before the Court of V Additional District and Sessions Judge, Tumakuru, sitting at Tiptur, arising out of Crime No.23/2026 registered by Tiptur Rural Police Station, Tumakuru, for the offences punishable under Sections 49, 61(2), 103(1) r/w Section 3(5) of BNS, 2023, 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

DN
List No.: 1 Sl No.: 79