HC-KAR
NC: 2026:KHC:61113
CRL.P No. 15948 of 2026
CNR: KAHC010721412026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 3RD DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 15948 OF 2026

BETWEEN:

SRI. RAM KUMAR
S/O LATE CHANDRARAIAH,
AGED ABOUT 36 YEARS,
R/AT HALIYURU VILLAGE,
HARANAHALLI HOBLI,
PERIYAPATNA TALUK, MYSURU DISTRICT.

...PETITIONER

(BY SRI. ROHITH B.J, ADVOCATE)

AND:

STATE OF KARNATAKA
BY BETTADAPURA POLICE STATION,
MYSURU DISTRICT, KARNATAKA,
REP. BY STATE PUBLIC PROSECUTOR OFFICE,
HIGH COURT BUILDING,
BANGALORE - 01.

...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 OF CR.P.C (U/S 483 BNSS) PRAYING TO ENLARGE THE PETITIONER ON BAIL IN SC.NO.5046/2026 REGISTERED BY BETTADAPURA P.S.,

MYSURU, FOR THE OFFENCE P/U/S 105 OF BNS, PENDING BEFORE THE 1st ADDL. CIVIL JUDGE AND JMFC, PERIYAPATNA.

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

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

Accused No.1 in SC No.5046 of 2026 pending before the Court of VIII Additional District and Sessions Judge, Mysuru sitting at Hunsur, arising out of Crime No.80 of 2026 registered by Bettadapura Police Station, Mysuru District for the offence punishable under Section 105 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.80 of 2026 was registered by Bettadapura Police Station, Mysuru District for offences punishable under Section 103(1) read with Section 3(5) of BNS, 2023 against the petitioner and another, based on

the first information dated 18.04.2026 received from Sri.Ajay Kumar D.N, Police Officer attached to Bettadapura Police Station. In the said case, the petitioner was arrested on 28.05.2026 and remanded to judicial custody. His bail application filed thereafter before the jurisdictional Sessions Court in SC No.5046 of 2026 was rejected on 06.10.2026. Therefore, he is before this Court.

4. A reading of the material available on record would go to show that on 16.02.2026 at about 07.30 p.m., when CW3-Khushi and her friend Varsha were playing shuttlecock, the petitioner who came there after consuming alcohol, allegedly stated to the children who were playing shuttlecock that he also wanted to play with them and took away the shuttlecock from the children. When the children asked him to return the shuttlecock, the petitioner allegedly assaulted CW3-Khushi on her cheek with his hand. When Puttaswamy, who is the uncle of the petitioner and CW2-Puttathayamma, questioned the petitioner, he allegedly, assaulted CW2-Puttathayamma

and thereafter, pushed his uncle Puttaswamy to the ground. As a result, Puttaswamy suffered injuries.

5. On the next day, at about 06:30 a.m., the Puttaswamy was found dead in his house. It is under these circumstances, a UDR case was registered in UDR No.5 of 2026 and after recording the statement of the witnesses and also based on the postmortem report, FIR was registered in Crime No.80 of 2026 against the petitioner and another for the offences punishable under Section 103(1) read with Section 3(5) of BNS, 2023. After completing investigation, charge sheet is now filed for the offence punishable under Section 105 of BNS, 2023 against the petitioner. Accused No.2 named in the FIR has been dropped in the charge sheet.

6. Petitioner who has no other criminal antecedents, is in custody for the last 5 months. The alleged offence is not exclusively punishable with life

imprisonment and the trial in the case is yet to commence. Accordingly, the following:

O R D E R

(i) The Criminal Petition is allowed.

(ii) The petitioner is directed to be enlarged on bail in SC No.5046 of 2026 pending before the Court of VIII Additional District and Sessions Judge, Mysuru sitting at Hunsur, arising out of Crime No.80 of 2026 registered by Bettadapura Police Station, Mysuru District for the offence punishable under Section 105 of BNS, 2023, subject to the following conditions:

a) The 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.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

AMM
List No.: 1 Sl No.: 101