HC-KAR

NC: 2026:KHC:62203
CRL.P No. 16080 of 2026

CNR: KAHC010723632026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 11TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 16080 OF 2026

BETWEEN:

SRI RAMAKRISHNAPPA,
S/O VENKATARAYAPPA,
AGED ABOUT 53 YEARS,
RESIDING AT NARAYANADASARAHALLI VILLAGE,
CHEEMANGALA POST,
SHIDLAGHATTA TALUK,
CHIKKABALLAPURA DISTRICT - 562105.
(ACCUSED NO.2 IN CRIME NO.114/2025)

...PETITIONER

(BY SRI. PRAKASHA K.G., ADVOCATE)

AND:

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

THE STATE OF KARNATAKA,
BY CHIKKABALLAPURA TOWN POLICE STATION,
CHIKKABALLAPURA DISTRICT - 562 101,
REPRESENTED BY THE
STATE PUBLIC PROSECUTOR,
HIGH COURT BUILDING,
BENGALURU - 560 001.

...RESPONDENT

(BY SRI.RAHUL RAI K., HCGP)

THIS CRL.P. IS FILED U/S 438 OF CR.PC (FILED U/S 482 BNSS) PRAYING TO DIRECT THE RESPONDENT POLICE TO RELEASE THE PETITIONER ON BAIL IN THE EVENT OF HIS

ARREST IN CRIME NO.114/2025 OF CHIKKABALLAPURA TOWN POLICE STATION, REGISTERED FOR OFFENCES PUNISHABLE UNDER SECTIONS 318(4) AND 319(2) READ WITH SECTION 3(5) OF THE BHARATIYA NYAYA SANHITA, 2023, PENDING ON THE FILE OF THE PRL. CIVIL JUDGE (SR. DN.) AND CJM, CHIKKABALLAPURA.

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.2 in Crime No.114/2025 registered by the Chikkaballapura Town Police Station, for the offences punishable under Section 318(4) and 319(2) r/w Section 3(5) of Bharatiya Nayaya Sanhita, 2023, is before this Court in this petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short BNSS, 2023) seeking anticipatory bail.

2. Heard the learned counsel appearing for the petitioner and learned High Court Government Pleader of respondent-State.

3. FIR in Crime No.114/2025 was registered by the Chikkaballapura Town Police Station for the aforesaid offences against Smt.Narayanamma and others based on the first information dated 22.09.2025 received from Narayanamma wife of Shri Srinivasa. Apprehending arrest in the said case, the petitioner had approached the Jurisdictional Sessions Court in Crl.Misc.No.484/2026, which was rejected on 26.09.2026. Therefore, the petitioner is before this Court in this petition.

4. A reading of the first information would reveal that the first informant is the daughter of late Ramakrishnappa. It appears that there is a civil dispute with regard to joint family property in which father of the first informant had a share. During the pendency of the said dispute, the registered sale deed dated 26.02.2024 was executed, and the petitioner herein had allegedly impersonated late Ramakrishanppa, the father of the first informant, who allegedly had died on 01.07.2012. It is under these circumstances, FIR was registered in the present case. All

the other accused persons except the petitioner herein have been granted anticipatory bail in the present case. Accused Nos. 1 to 8 had executed the sale deed and accused Nos. 9 to 11 are the purchasers of the land in question. It appears that, subsequent to the registration of the present FIR, dispute between the parties has been settled and under the settlement agreement dated 05.01.2026, the first informant herein had received certain amount towards her share in the property which is the subject matter of the dispute.

5. Be that as it may, the fact remains that petitioner has no other criminal antecedents and he has undertaken to co-operate with the Police for the purpose of investigation. The offences alleged are punishable with maximum imprisonment for a period of 7 years.

6. Under the circumstances the following:

ORDER

i) The Criminal Petition is allowed.

ii) The respondent - Police or any other police in the State of Karnataka are directed to release the petitioner in the event of his arrest in Crime No.114/2025 registered by Chikkaballapura Town Police Station for the offences punishable under Sections 318(4) and 319(2) r/w Section 3(5) of the Bharatiya Nyaya Sanhita, 2023, subject to the following conditions:

a) The Petitioner shall appear before the Investigating Officer within 15 days from the date of receipt of the copy of this order and shall execute a personal bond for a sum of Rs.1,00,000/- with two sureties for the likesum to the satisfaction of the investigating officer.

b. Petitioner shall regularly appear before the Trial Court without fail unless exempted by the Trial Court for valid reasons.

c. Petitioner shall not tamper with the prosecution witnesses and he shall co-operate with the police for investigation and appear before them whenever called upon.

d. The petitioner shall not involve in similar offences in future.

Ordered accordingly.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

HR
List No.: 1 Sl No.: 78