HC-KAR

NC: 2026:KHC:61369
CRL.P No. 16333 of 2026

CNR: KAHC010729552026

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. 16333 OF 2026

BETWEEN:

1. SRI S. KISHORE
S/O LATE S.K. SUBBEGOWDA
AGED ABOUT 50 YEARS
R/AT NO.3, 2ND BLOCK
3RD STAGE, BASAVESHWARANAGAR
BANGALORE NORTH, BENGALURU -560 079.

2. SRI S. SRIDHAR
S/O LATE S.K. SUBBEGOWDA
AGED ABOUT 48 YEARS
R/AT NO.3, 2ND BLOCK, 3RD STAGE
THIMMAIAH LAYOUT
BASAVESHWARA NAGARA
BANGALORE NORTH
BENGALURU - 560 079.

...PETITIONERS

(BY SMT. SUPRITHA K.H, ADV.)

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

AND:

THE STATE OF KARNATAKA
STATE BY KIKKERI POLICE STATION
MANDYA DISTRICT, REP. BY STATE
PUBLIC PROSECUTOR, HIGH COURT BUILDING
BANGALORE - 560 001.

...RESPONDENT

(BY SRI RAHUL RAI K, HCGP)

THIS CRL.P IS FILED U/S 439 CR.PC (FILED U/S 483 BNNS) PRAYING TO ENLARGE THE PETITIONERS ON BAIL IN THE EVENT OF THEIR ARREST BY THE RESPONDENT KIKKERI POLICE IN CRIME NO. 159/2026, PENDING ON THE FILE OF 1ST ADDITIONAL SENIOR

CIVIL JUDGE AND J.M.F.C AT KRISHNARAJAPTE FOR THE OFFENCES PUNISHABLE U/S.115(2), 108, 329(3), 351(2), 352, 3(5) OF THE BHARATIYA NYAYA SANHITA.

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.1 & 2 in Crime No.159/2026 registered by Kikkeri Police Station, Mandya District, for the offences punishable under Sections 115(2), 108, 329(3), 351(2), 352, 3(5) of BNS, 2023, are before this Court in this petition filed under Section 482 of BNSS, 2023, seeking anticipatory bail.

2. Heard the learned Counsel for the parties.

3. FIR in Crime No.159/2026 was registered by Kikkeri Police Station, Mandya District, for the aforesaid offences against the petitioners herein based on the first information dated 24.09.2026 received from Nanjundegowda - father of deceased Vasu. Apprehending arrest in the said case, petitioners had approached the jurisdictional Sessions Court in

Crl. Misc. No.5368/2026, which was rejected on 12.10.2026. Therefore, they are before this Court.

4. A reading of the typed first information dated 23.09.2026 submitted by the father of deceased Vasu, would reveal that petitioners are all close relatives of deceased and it appears that the two families have civil dispute which is pending before the jurisdictional Civil Court with regard to partition in all the joint family properties. In the first information, it is alleged taht on 22.09.2026 and 23.09.2026, petitioners who had come to the disputed property, had allegedly abused the family of the first informant including his son and threatened them of filing civil cases. It is further alleged that accused persons had assaulted Vasu with their hands and legs and asked him to go and die. Subsequently, Vasu had committed suicide by hanging himself. It is under these circumstances, on the next date, FIR was registered against the petitioners for the aforesaid offences. Considering the rival civil disputes between the parties and also the averments found in the first information, I am of the opinion that the prayer made by the petitioners for

grant of anticipatory bail is required to be answered affirmatively. Accordingly, the following order:

5. The petition is allowed. The respondent - Police or any other police in the State of Karnataka are directed to release the petitioners in the event of their arrest in Crime No.159/2026 registered by Kikkeri Police Station, Mandya District, for the offences punishable under Sections 115(2), 108, 329(3), 351(2), 352, 3(5) of BNS, 2023, subject to the following conditions:

1. The Petitioners 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/- each with two sureties for the likesum to the satisfaction of the investigating officer.

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

3. Petitioners shall not tamper with the prosecution witness and they shall co-operate with the police for investigation and appear before them whenever called upon.

4. The petitioners shall not involve in similar offences in future.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

KK