HC-KAR

NC: 2026:KHC:59285
CRL.P No. 16055 of 2026

CNR: KAHC010732802026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 22ND DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE G BASAVARAJA

CRIMINAL PETITION NO. 16055 OF 2026

BETWEEN:

ABDUL RAHIM N.K,
S/O UMMAR
AGED ABOUT 33 YEARS
R/AT NADAKALATHIL HOUSE
ERUMANMUNDA PO, CHUNGATHARA PO
MALAPPURAM, KERALA - 679 334.

…PETITIONER

(BY SRI. RAJU C.N, ADVOCATE)

AND:

STATE BY NARASHIMARAJA POLICE,
MYSORE, REPRESENTED BY SPP
HIGH COURT OF KARNATAKA
BANGALORE - 560 001.

…RESPONDENT

(BY SRI. SUHAS GOWDA M, HCGP)

Digitally signed by LAKSHMINARAYAN N
Location: High Court of Karnataka

THIS CRL.P IS FILED U/S 438 OF CR.P.C (U/S 482 BNSS) PRAYING TO ENLARGE THE PETITIONER ON ANTICIPATORY BAIL IN THE EVENT OF HIS ARREST IN CR.NO.133/2021 (CC.NO.37580/2022) REGISTERED BY NARASIMHARAJA P.S., MYSURU, PENDING BEFORE THE 3rd ADDL. CIVIL JUDGE (JR.DN) AND JMFC COURT, MYSURU, FOR THE OFFENCES P/U/S 143, 147, 148, 341, 307, 323, 324, 120(B) R/W 149 OF IPC, BY ALLOWING THIS PETITION.

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

CORAM: HON'BLE MR. JUSTICE G BASAVARAJA

ORAL ORDER

The petitioner has filed this petition under Section 482 of BNSS, 2023, for grant of anticipatory bail, in the event of his arrest in Crime No.133/2021 of Narasimharaja Police Station, Mysuru City (C.C.No.37580/2022) on the file of the III Additional Civil Judge (Jr. Dn) and JMFC Court, Mysore for the offence punishable under Section 143, 147, 148, 341, 307, 323, 324, 120-B read with Section 149 of IPC.

2. Heard the arguments of learned counsel for the petitioner and learned High Court Government Pleader for respondent.

3. On the basis of the complaint filed by Musthafa Mohammed Usman registered the case in Crime No.133/2021 of Narasimharaja Police Station, Mysuru City against the accused No.1-Amitha and other five unknown persons for the offences punishable under Sections 143, 147, 148, 341, 324, 307 and 149 of the IPC, 1860.

4. It is submitted that the accused Nos.1 to 7 have been already arrested and released on bail, the same is referred in the order dated 01.09.2026 passed by the learned Magistrate in Crl.Misc.No.1366/2026.

5. It is submitted by the learned counsel that the Trial Court had issued summons, but the summons had not been served. However, before effecting service of summons, the learned Magistrate issued a non-bailable warrant (NBW). In support of the submission, the learned counsel has produced a copy of the e-Courts proceedings/order sheet.

6. Considering the submissions of the learned counsel for the petitioner and the principle of parity, I proceed to pass the following:

O R D E R

(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.133/2021 of Narasimharaja Police Station, Mysuru City (C.C.No.37580/2022) on the file of the III Additional Civil Judge (Jr. Dn) and JMFC Court, Mysore for the offence punishable under Section 143, 147, 148, 341, 307, 323, 324, 120-B read with Section 149 of IPC, subject to the following conditions:

a) 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 witness and he shall co-operate with the police for investigation and appear before them whenever called upon.

d) Petitioner shall not involve in similar offences in future.

Registry is directed communicate this order to the concerned Court.

Sd/-
(G BASAVARAJA)
JUDGE

TIN
List No.: 1 Sl No.: 27