HC-KAR

NC: 2026:KHC:63373
CRL.P No. 16411 of 2026

CNR: KAHC010733832026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 16TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 16411 OF 2026

BETWEEN:

SARAVANAN
S/O KULASHEKARAN
AGED ABOUT 38 YEARS
R/AT NO.653 6TH CROSS
4TH MAIN, VIBHUTHIPURA
BENGALURU PIN - 560 037.

...PETITIONER

(BY SRI NAGENDRA A.V, ADV.)

AND:

THE STATE OF KARNATAKA BY
BYAPPANAHALLI RAILWAY POLICE
STATION, BENGALURU
REPRESENTED BY STATE PUBLIC
PROSECUTOR, HIGH COURT OF KARNATAKA
BENGALURU - 560 001.

...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 CR.PC (FILED U/S 483 BNSS) PRAYING TO ENLARGE THE PETITIONER ON REGULAR BAIL IN CR. NO. 47/2026 OF RESPONDENT - BYAPPANAHALLI RAILWAY POLICE FOR THE ALLEGED OFFENCE PUNISHABLE U/S. 20(b)(ii)(c) OF NDPS ACT, PENDING ON THE FILE OF THE XXXIV ADDL. CITY CIVIL AND SESSIONS JUDGE AND SPECIAL JUDGE FOR NDPS CASES, BENGALURU, (CCH: 35).

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.4 in Crime No.47/2026 registered by Byappanahalli Railway Police Station, Karnataka Railways for the offence punishable under Section 20(b)(ii)(C) of NDPS Act, 1985, 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.47/2026 was registered by Byappanahalli Railway Police Station, Karnataka Railways for the aforesaid offences against one Mukesh Dehri and another, based on the first information dated 27.08.2026 received from Sri D Govindappa, Police Officer attached to Byappanahalli Railway Police Station. In the said case, the petitioner was arrested on 17.09.2026 and remanded to judicial custody. His bail application filed before the jurisdictional Sessions Court in Crl.Misc.No.9989/2026 was rejected on 17.10.2026. Therefore, he is before this Court.

4. FIR has been registered in the present case against accused Nos.1 and 2. Petitioner's name is not found in the FIR. According to the prosecution, based on the credible information, accused Nos.1 and 2 were apprehended and from their possession, contraband article allegedly Ganja weighing 33 kgs 100 grams was recovered and seized under a Panchanama. It appears that, during

the course of interrogation, accused Nos.1 and 2 had revealed that the contraband article was purchased by them from accused Nos.3 and 4. It is under these circumstances, subsequently accused Nos.3 and 4 were arrested. Undisputedly, no contraband article has been seized in the present case from the petitioner, who is arrayed as accused No.4. Accused No.3 has been granted regular bail by this Court in Crl.P.No.15595/2026 on 15.10.2026.

5. Learned High Court Government Pleader has brought to the notice of this Court that the petitioner is involved in another criminal case registered by Thirumalashettihalli Police Station in Crime No.30/2026 for similar offences. It is also brought to the notice of this Court that the petitioner, who was arrested in the said case, was granted regular bail by the Trial Court in Crl.Misc.No.551/2026 on 01.04.2026.

6. Under the circumstances, I am of the opinion that the prayer made by the petitioner for grant of regular bail needs to be answered affirmatively, subject to appropriate conditions. Accordingly, the following:

ORDER

i) The Criminal Petition is ***allowed***.

ii) The petitioner is directed to be enlarged on bail in Crime No.47/2026 registered by Byappanahalli Railway Police Station,

Karnataka Railways for the offence punishable under Section 20(b)(ii)(C) of NDPS Act, 1985, 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.

f) The petitioner shall appear before the Station House Officer (S.H.O) of Byappanahalli Railway Police Station on every first Sunday of the month between 10.00 a.m. and 1.00 p.m. and mark his attendance regularly for a period of one year from the date of his release from the custody.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

SHS/List No.: 1 Sl No.: 0