HC-KAR

NC: 2026:KHC:62686
CRL.P No. 16401 of 2026

CNR: KAHC010739242026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 12TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 16401 OF 2026

BETWEEN:

SMT. PONI DEVI
W/O BHERA RAM
AGED ABOUT 34 YEARS
R/AT PLOT NO. 8C, CENTRAL PARK
NEAR CANARA BANK, QUTHBULLAPUR
MANDAL, OMPALLE, K.V. RANGAREDDY
TELANGANA STATE.

...PETITIONER

(BY SRI P.P. HEGDE SR. COUNSEL FOR
SRI SHRIKANTA SHARMA, ADV.)

AND:

STATE OF KARNATAKA
BY MAGADI ROAD POLICE STATION
BENGALURU CITY, REPRESENTED BY
THE STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BENGALURU.

...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 ALLOW THIS CRL.P AND ENLARGE THE PETITIONER/ ACCUSED NO.2 SMT. PONI DEVI, ON REGULAR BAIL IN CR.NO.218/2026 REGISTERED BY THE MAGADI ROAD POLICE STATION, BENGALURU CITY FOR THE OFFENCES P/U/S 138, 140, 127(2), 115(2), 74, 75, 76, 110, 331, 329(2), 61 AND 3(5) OF THE BNS 2023.

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 no.2 in Crime No.218/2026 registered by Magadi Road Police Station, Bengaluru, for the offences punishable under Sections 138, 140, 127(2), 115(2), 74, 75, 76, 110, 331, 329(2), 61 and 190 of BNS, 2023, and Section 25(1B)(b) of Arms Act, 1959, 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.218/2026 was registered by Magadi Road Police Station, Bengaluru, for the aforesaid offences against three unknown persons based on the first information dated 16.09.2026 received from victim girl, aged 21 years. During the course of investigation, petitioner herein was arrested on 19.09.2026 and remanded to judicial custody. Her bail application filed thereafter before the jurisdictional Sessions Judge in Crl. Misc. No.9789/2026 was rejected on 07.10.2026. Therefore, petitioner is before this Court.

4. A reading of the first information as well as the other material available on record would reveal that victim girl aged

21 years, had married one Omprakash against the wishes of her parents and relatives on 13.02.2026 and thereafter, she and her husband came to Bengaluru and started residing in the house of Raju, brother of Omprakash. It is alleged that on 16.09.2026 at about 07.00 a.m., three unknown persons, who came to the said house in a car forcibly took the victim lady in the said car and tried to kidnap her. The records would reveal that accused nos.4 to 6 are the persons who had arrived in the car and attempted to kidnap the victim lady. However, since the car had dashed against the vehicle of public, accused nos.4 to 6 were caught by the public and thereafter handed over to the police. It is alleged that after the victim lady was kidnapped, one amongst the three who had kidnapped her, had contacted the petitioner who is the aunt of the victim lady and it is alleged that petitioner had instructed the victim lady to accompany the said persons and to desert her husband. Except the said allegation, there is no other allegation against the petitioner who is a married lady aged about 34 years. Accused no.1 who had conspired with the petitioner to kidnap the victim lady has been granted regular bail by this Court in

Crl.P.No.16573/2026 disposed of on 11.11.2026. Under the circumstances, I am of the opinion that petitioner's prayer for grant of regular bail is required to be answered affirmatively. Accordingly, the following order:

7. The petition is allowed. The petitioner is directed to be enlarged on bail in Crime No.218/2026 registered by Magadi Road Police Station, Bengaluru, for the offences punishable under Sections 138, 140, 127(2), 115(2), 74, 75, 76, 110, 331, 329(2), 61 and 190 of BNS, 2023, and Section 25(1B)(b) of Arms Act, 1959, subject to the following conditions:

a) Petitioner shall execute a personal bond for a sum of Rs.1,00,000/- with two sureties for the likesum, out of which, one shall be a local surety, 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 her 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

KK