HC-KAR

NC: 2026:KHC:62054
CRL.P No. 16385 of 2026

CNR: KAHC010742572026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 6TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 16385 OF 2026

BETWEEN:

1. HARISH
   S/O NANJEGOWDA
   AGED ABOUT 36 YEARS.

2. MAHESH
   S/O SOMEGOWDA
   AGED ABOUT 42 YEARS.

3. NANJEGOWDA
   S/O LATE NINGEGOWDA
   AGED ABOUT 72 YEARS.

4. SHASHI
   S/O MANJEGOWDA
   AGED ABOUT 25 YEARS.
   ALL ARE R/AT THIMMANAHALLI VILLAGE
   UPAGRAMA HONNAVARA, DUDDA HOBLI
   HASSAN - 01.

...PETITIONERS

(BY SRI PRATHEEP K.C, ADV.)

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

AND:

THE STATE OF KARNATAKA
BY DUDDA POLICE STATION
HASSAN DISTRICT REP. BY
STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BENGALURU - 560 001.

...RESPONDENT

(BY SRI RAHUL RAI K, HCGP)

THIS CRL.P IS FILED U/S 438 CR.PC (FILED U/S 482 BNNS) PRAYING TO ALLOW THIS PETITION AND ENLARGE THE PETITIONER

ON ANTICIPATORY BAIL IN THE EVENT OF THEIR ARREST IN CRIME NO. 104/2026 REGISTERED BY DUDDA POLICE STATION, PENDING ON THE FILE OF 5TH ADDL. CIVIL JUDGE AND JMFC COURT, HASSAN, FOR THE OFFENCES PUNISHABLE U/S 352, 115(2), 109, 190 OF BNS.

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 to 4 in Crime No.104/2026 registered by Dudda Police Station, Hassan, for the offences punishable under Sections 352, 115(2), 109 and 190 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.104/2026 was registered by Dudda Police Station, Hassan, for the aforesaid offences against petitioners herein and another based on the first information dated 19.09.2026 received from Prakash S/o Shivanna. Apprehending arrest in the case, petitioners had filed Crl.Misc.No.1066/2026, which was rejected on 14.10.2026 by the jurisdictional Sessions Court. Therefore, they are before this Court.

4. Material on record would go to show that in respect of the alleged incident that had taken place on 18.09.2026 between two parties in the background of certain civil dispute with regard to certain properties, a case and counter case has been registered by Dudda Police Station, Hassan, in Crime No.103/2026 and Crime No.104/2026. FIR in Crime No.103/2026 was registered for the offences punishable under Sections 352, 351(2), 109, 115(2) and 190 of BNS, 2023, against Amith and others based on the first information received from Harish B. N., who is petitioner No.1 herein. First informant in the present case, namely, Prakash is arraigned as accused No.3 in Crime No.103/2026.

5. Learned counsel for the petitioners has filed a memo with certain documents and a perusal of the said documents would go to show that victims in Crime No.103/2026 also had suffered grievous injuries as a result of assault by accused in the said case. Accused in Crime No.103/2026 have been granted anticipatory bail by the jurisdictional Sessions Court in Crl.Misc.No.1158/2026 on 04.11.2026. Under the circumstances, I am of the opinion that prayer made by the

petitioners for grant of anticipatory bail needs to be answered affirmatively. Accordingly, the following order:-

6. 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.104/2026 registered by Dudda Police Station, Hassan, for the offences punishable under Sections 352, 115(2), 109 and 190 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 witnesses 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

DN
List No.: 1 Sl No.: 73