HC-KAR

NC: 2026:KHC:64355
CRL.P No. 16568 of 2026

CNR: KAHC010747812026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 19TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 16568 OF 2026

BETWEEN:

GANGADHARA
S/O CHANDRAPPA
AGED ABOUT 30 YEARS
OCCUPATION AGRICULTURE
R/AT SURANAHALLI VILLAGE
CHALLAKERE TALUK
CHITRADURGA DISTRICT - 577 538.

...PETITIONER

(BY SRI CHANDAN B.K, ADV.)

AND:

THE STATE OF KARNATAKA
BY PARASHURAMPURA
POLICE STATION BANGALORE
REPRESENTED BY S.P.P.
HIGH COURT PREMISES
BANGALORE - 01.

...RESPONDENT

(BY SRI CHANNAPPA ERAPPA, 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/ACCUSED NO.1, GANGADHARA, ON REGULAR BAIL IN S.C. NO.174/2024, FOR THE OFFENCES PUNISHABLE UNDER SECTIONS 115(2), 118(1), 76, 103(1), 109(1), 351, 352, 329(3) READ WITH SECTION 3(5) OF THE BHARATIYA NYAYA SANHITA, 2023, ARISING OUT OF CRIME NO.113/2024 REGISTERED PARASHURAMPURA POLICE STATION, CHITRADURGA DISTRICT, WHICH IS NOW PENDING BEFORE THE COURT OF THE SPECIAL, II ADDITIONAL DISTRICT AND SESSIONS JUDGE, CHITRADURGA.

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.1 in S.C.No.174/2024 pending before the Court of Special, II Additional District and Sessions Judge, Chitradurga arising out of Crime No.113/2024 registered by Parasurampura Police Station, Chitradurga for the offences punishable under Section 115(2), 118(1), 76, 103(1), 109(1), 351, 352, 329(3), 3(5) of BNS, 2023, 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.113/2024 was registered by Parasurampura Police Station, Chitradurga for the aforesaid offences against the petitioner and his father, based on the first information dated 17.07.2024 received from Smt. Mamatha (CW1). During the course of investigation, the petitioner and his father were arrested on 17.07.2024 and remanded to judicial custody. Charge

sheet was filed against them subsequently for the aforesaid offences. Petitioner's bail application filed before the jurisdictional Sessions Court in S.C.No.174/2024 was rejected on 28.09.2026. Therefore, he is before this Court.

4. A reading of the material available on record would go to show that accused in the present case and the deceased had a serious civil dispute with regard to certain joint family property and it appears that the deceased Eramma had approached the Civil Court seeking partition of the joint family property. It is in this background accused Nos.1 and 2 had quarreled with Eramma on 17.07.2024 and had assaulted her with weapons, and committed her murder. The allegation of assaulting Eramma with machete is found in the charge sheet against the petitioner.

5. Post mortem report of the deceased Eramma would go to show that death was due to multiple chop injuries sustained. There are multiple eye witnesses in the

present case. Out of the 36 charge sheet witnesses, majority of them have been already examined.

6. Learned High Court Government Pleader on instructions, submits that only CW33 and CW36, who are the official witnesses, are now required to be examined and already summons have been issued to them and they shall be examined before the Trial Court within two months.

7. Under the circumstances, I am of the opinion that if this petition is disposed of directing the Trial Court to expedite the trial and dispose of the main matter within a period of three months from the date of receipt of copy of this order, the same would serve the ends of justice. Accordingly, the following:

ORDER

i) The criminal petition is ***disposed of*** with a request to the Trial Court to expedite the trial in S.C.No.174/2024 and dispose of the

main case on its merits within a period of three months from the date of receipt of copy of this order by the Trial Court.

ii) It is made clear that the observation made in this order is only for the purpose of disposal of this petition, and the Trial Court shall dispose of the main case without being influenced by the same.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

SHS
List No.: 1 Sl No.: 73