HC-KAR

NC: 2026:KHC:65611
CRL.P No. 16770 of 2026

CNR: KAHC010755412026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 16770 OF 2026

BETWEEN:

1. SRI NAGA @ NAGARAJA
S/O SAMPPA
AGED ABOUT 27 YEARS
R/A.NO.15, JCW NAGARA
SHESHADRIPURAM
BENGALURU - 560 020
(NOW IN JUDICIAL CUSTODY)

...PETITIONER

(BY SRI SHIVA KUMAR D.A, ADV.)

AND:

1. THE STATE BY VIVEKNAGARA
POLICE, REPRESENTED BY STATE
PUBLIC PROSECUTOR, BANGALORE - 560 009
PUBLIC PROSECUTOR, HIGH COURT
BANGALORE.

...RESPONDENT

(BY SRI RAHUL RAI K, HCGP)

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

THIS CRL.P FILED U/S 439 CR.PC (FILED U/S 483 BNSS) PRAYING TO RELEASE THE PETITIONER ON BAIL IN CC..NO.65242/2026 FOR THE OFFENCE P/U/S 109(1), 118(1), 118(2), 51(2), 352 R/W 3(5) OF BNS ACT 2023 OF VIVEKNAGARA P.S. PENDING ON THE FILE OF THE HONBEL LXI ADDL.CITY CIVIL AND SESSION JUDGE BENGALURU IN CR.NO.150/2026.

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.1 in Crime No.150/2026 registered by Vivekanagar Police Station, Bengaluru City, for the offences punishable under Sections 109(1), 118(1), 118(2), 351(2), 352 read with 3(5) 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.150/2026 was registered by Vivekanagar Police Station, Bengaluru City, for the aforesaid offences against petitioner herein and two others based on the first information dated 21.06.2026 received from Karthik S/o Ramesh Babu, who is the brother of the injured victim. During the course of investigation, petitioner was arrested on 21.06.2026 and remanded to judicial custody. His bail application filed before the jurisdictional Sessions Court in Crl. Misc. No.9069/2026 was rejected on 22.10.2026. Therefore, he is before this Court.

4. Accused no.2 in the present case had approached this Court in Crl.P.No.10015/2026, which was allowed on 12.08.2026. In paragraph 4 of the order passed in Crl.P.No.10015/2026, it is observed as under:

> "4. Perusal of the first information would go to show that, on the intervening night of 20.06.2026 and 21.06.2026 at about 03.00 a.m., injured victim/Manoj had gone out of his house with his dog. At that time, two boys, who had parked their scooter on the road side, asked him to give them matchbox and one amongst the said two boys was the petitioner herein. It appears that thereafter, there was a quarrel between the said two boys and the victim/Manoj and subsequently, accused No.2/Darshit was summoned to the said spot by the aforesaid two boys. Thereafter, accused No.1 had allegedly assaulted the victim/Manoj with a helmet on his head and back and accused No.2 had allegedly assaulted the victim/Manoj with a machete on his head and caused injuries. Allegation against the petitioner, who is arraigned as accused No.3 in the FIR, is that he had kicked Manoj along with the other accused persons. The victim/Manoj has suffered five injuries in the incident in-question and 4 out of 5 injuries are said to be simple injuries and one is said to be a grievous injury, which is a fracture of the parietal bone. Allegation of assaulting the victim on his head with a helmet is found in the FIR as against Accused No.1. Petitioner, who has no other

criminal antecedents, is in custody from 21.06.2026. Major portion of investigation is completed."

5. Investigation of the case is now completed and charge sheet is already filed. A reading of the material on record would go to show that the accused persons and the alleged victim were totally strangers and the incident in question had taken place after they had fought against each other on petty issue. 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:

6. The petition is allowed. The petitioner is directed to be enlarged on bail in Crime No.150/2026 registered by Vivekanagar Police Station, Bengaluru City, for the offences punishable under Sections 109(1), 118(1), 118(2), 351(2), 352 read with 3(5) of BNS, 2023, and Section 25(1B)(b) of Arms Act, 1959, subject to the following conditions:

a) 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.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

KK