HC-KAR

NC: 2026:KHC:65536
CRL.P No. 17161 of 2026

CNR: KAHC010773732026

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. 17161 OF 2026

BETWEEN:

1. ABDUL RABBU
   S/O WAJIR AHAMMAD
   AGED ABOUT 48 YEARS
   R/AT WARD NO.18, ILAHJI NAGARA,
   HASSAN TOWN, HASSAN DISTRICT - 573 201.

...PETITIONER

(BY SRI ABHISHEK HUDDAR, ADV.)

AND:

1. STATE OF KARNATAKA
   BY BELLUR POLICE STATION
   MANDYA DISTRICT
   REPRESENTED BY SPP OFFICE
   HIGH COURT OF KARNATAKA
   BENGALURU - 560001.

...RESPONDENT

(BY SRI CHANNAPPA ERAPPA, HCGP)

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Location: HIGH COURT OF KARNATAKA

THIS CRL.P FILED U/S.438 (FILED U/S.482 BNSS) CR.P.C PRAYING TO GRANT ANTICIPATORY BAIL AND DIRECT THE RESPONDENT-POLICE TO ENLARGE THE PETITIONER ON BAIL IN THE EVENT OF HIS ARREST IN CRIME NO. 169/2026 REGISTERED BY THE BELLUR POLICE STATION, MANDYA DISTRICT, FOR THE ALLEGED OFFENCES PUNISHABLE UNDER SECTIONS 283, 289, 291, 325 OF THE BHARATIYA NYAYA SANHITA (BNS), 2023, SECTION 11 OF THE PREVENTION OF CRUELTY TO ANIMALS ACT, 1960, AND SECTION 78 OF THE KARNATAKA POLICE ACT, 1963.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CNR: KAHC010773732026

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

Petitioner, who is apprehending arrest in Crime No.169/2026 registered by Bellur Police Station, Mandya for the offences punishable under Section 283, 289, 291 and 325 of BNS, 2023, Section 11 of Prevention of Cruelty to Animals Act, 1960 and Section 78 of Karnataka Police Act, 1963, is 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.169/2026 was registered by Bellur Police Station, Mandya for the aforesaid offences against the rider of the horse cart and others, based on the first information dated 12.10.2026 received from Sri Yogesh G.D., Police Officer, attached to Bellur Police Station, Mandya. Apprehending arrest in the said case, petitioner, who is the owner of the horse cart, had approached jurisdictional Sessions Court in Crl.Misc.No.971/2026, which was rejected on 29.10.2026. Therefore, he is before this Court.

4. In the first information dated 12.10.2026, it is alleged that on 11.10.2026 at about 06:15 a.m., some persons who were riding motorbikes and a person riding a horse cart were indulged in racing on National Highway-75 between Bengaluru to Mangaluru and caused nuisance to the public. Public who had recorded the video of the said act committed by the accused persons had forwarded the same in social media. The first informant, after seeing the said video, had registered FIR in Crime No.169/2026 for the aforesaid offences.

5. Learned counsel for the petitioner has submitted that the petitioner, who is the owner of the horse cart, which was found in the video, had not participated in the race and his cart was used by somebody else. He has further submitted that two persons involved in the aforesaid act have been already arrested in the present case.

6. Considering the aforesaid aspects of the matter and the nature of allegations found in the first information, I am of the opinion that the prayer made by the petitioner for grant of anticipatory bail needs to be answered affirmatively subject to appropriate conditions. Accordingly, the following:

ORDER

i) The criminal petition is ***allowed***.

ii) The respondent - Police or any other police in the State of Karnataka are directed to release the petitioner in the event of his arrest in Crime No.169/2026 registered by Bellur Police Station, Mandya for the offences punishable under Section 283, 289, 291 and 325 of BNS, 2023, Section 11 of Prevention of Cruelty to Animals Act, 1960 and Section 78 of Karnataka Police Act, 1963, subject to the following conditions:

a) Petitioner 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/- with two sureties for the likesum to the satisfaction of the investigating officer.

b) Petitioner shall regularly appear before the Trial Court without fail unless exempted by the Trial Court for valid reasons.

c) Petitioner shall not tamper with the prosecution witness and he shall co-operate with the police for investigation and appear before them whenever called upon.

d) Petitioner shall not involve in similar offences in future.

e) The petitioner shall appear before the Station House Officer (S.H.O) of Bellur Police Station on every first and third Monday of the month between 10.00 a.m. and 1.00 p.m. and mark his attendance regularly till the final report is filed.

iii) I.A.No.1/2026 does not survive for consideration.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

SHS
List No.: 1 Sl No.: 84