HC-KAR

NC: 2026:KHC:64699
CRL.P No. 17272 of 2026

CNR: KAHC010785942026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 20TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

CRIMINAL PETITION NO. 17272 OF 2026

BETWEEN:

1. SRI YUVARAJ M
   S/O LATE MANOHAR M
   AGED ABOUT 26 YEARS
   RESIDING AT NO. 47, 12TH CROSS
   KODANDARAMAPURA, MALLESHWARAM
   BENGALURU CITY - 560 003
   (NOW IN JUDICIAL CUSTODY
   AT CENTRAL PRISON, PARAPPANA
   AGRAHARA, BENGALURU)

...PETITIONER

(BY SRI PAVAN KUMAR N, ADV.)

AND:

1. STATE OF KARNATAKA
   BY VYALIKAVAL POLICE STATION
   REPRESENTED BY STATE PUBLIC
   PROSECUTOR, HIGH COURT COMPLEX
   BENGALURU - 560 001.

2. XXX

...RESPONDENTS

(BY SRI RAHUL RAI K, HCGP FOR R-1;
SRI D.S. SUDHINDRA, ADV., FOR R-2)

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 ALLOW THEIS CRIMINAL PETITION U/S SECTION 483 OF THE BHARATIYA NAGARIK SURAKSHA SANHITA, 2023 AND ENLARGE THE PETITIONER (ACCUSED) ON REGULAR BAIL IN CRIME NO. 133/2026 REGISTERED BY THE 1ST RESPONDENT VYALIKAVAL POLICE STATION, BENGALURU, FOR THE ALLEGED OFFENCES

PUNISHABLE UNDER SECTION 64(2)(m) OF THE BHARATIYA NYAYA SANHITA, 2023 AND SECTIONS 5(j)(ii) AND 6 OF THE PROTECTION OF CHILDREN FROM SEXUAL OFFENCES ACT, 2012, PENDING ON THE FILE OF THE HONBLE FTSC-III, ADDITIONAL CITY CIVIL AND SESSIONS JUDGE, BENGALURU, ON SUCH TERMS AND CONDITIONS AS THIS HON'BLE COURT DEEMS FIT AND PROPER IN THE FACTS AND CIRCUMSTANCES OF THE CASE, IN THE INTEREST OF JUSTICE AND EQUITY.

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 in Crime No.133/2026 registered by Vyalikaval Police Station, Bengaluru City for the offences punishable under Section 64(2)(m) of BNS, 2023 and Sections 5(j)(ii) and 6 of Protection of Children from Sexual Offences Act, 2012 (hereinafter referred to as 'POCSO Act, 2012' for short), 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.133/2026 was registered by Vyalikaval Police Station, Bengaluru City for the aforesaid offences against the petitioner herein, based on the first information dated 17.10.2026 received from the mother of the victim girl, who was aged 18 years and one month as on the said date. During the course of investigation, the petitioner was arrested on 17.10.2026 and remanded to judicial custody. His bail application filed before the jurisdictional Sessions Court in Crl.Misc.No.10616/2026 was rejected on 11.11.2026. Therefore, he is before this Court.

4. In the first information dated 17.10.2026, the mother of the victim girl has stated that, on 17.10.2026, the victim girl had informed her that she had stomach pain and she had gone to K.C. General Hospital for treatment. In the said hospital, the doctor, who had medically examined her had informed that she was pregnant by two

months. She also informed the first informant that the petitioner herein, with whom she was in love, was the cause for her pregnancy. It is under these circumstances, FIR was registered against the petitioner. During the course of investigation, the petitioner was arrested and remanded to judicial custody.

5. Learned counsel for respondent No.2, on instructions, has submitted that he has no objection to grant bail to the petitioner.

6. The statement of the victim girl has been recorded in the present case under Section 183 of BNSS, 2023, by the jurisdictional Magistrate on 30.10.2026. She has stated that she and the petitioner are in love and they had consensual sex in the month of July, 2026. Subsequently, the doctor had informed her that she was pregnant and the hospital authorities had informed the police, who thereafter forcibly had obtained signature from her mother and registered a FIR against the petitioner.

She has stated that she and the petitioner intend to marry each other and all their relatives, including their parents, are agreeable for the same.

7. Petitioner, aged 26 years, having no other antecedents is in custody. The victim girl, who was aged 18 years and one month as on the date of registration of FIR, was found to be pregnant by two months.

8. Considering the age of the parties and also the statement of the victim girl recorded under Section 183 of BNSS, 2023, I am of the opinion that the prayer made by the petitioner for grant of regular bail needs to be answered affirmatively, subject to appropriate conditions. Accordingly, the following:

ORDER

i) The Criminal Petition is ***allowed***.

ii) The petitioner is directed to be enlarged on bail in Crime No.133/2026 registered by Vyalikaval Police

Station, Bengaluru City for the offences punishable under Section 64(2)(m) of BNS, 2023 and Sections 5(j)(ii) and 6 of POCSO Act, 2012, subject to the following conditions:

a) The 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.

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

Sd/-
(S VISHWAJITH SHETTY)
JUDGE

SHS
List No.: 1 Sl No.: 80