HC-KAR

NC: 2026:KHC:21170
CRL.P No. 17244 of 2025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 17TH DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.NAGAPRASANNA

CRIMINAL PETITION NO. 17244 OF 2025

BETWEEN:

SRI MANOJ KUMAR B.,
S/O BASAVARAJU,
AGED ABOUT 37 YEARS,
R/AT NO.12, 1ST MAIN ROAD,
1ST CROSS, RAJKUMAR ROAD,
SRINIVASAPURA COLONY, KENGERI,
BENGALURU – 560 060.

…PETITIONER

(BY SRI MOHAN KUMARA D., ADVOCATE)

AND:

Digitally signed by SANJEEVINI J KARESHETTY
Location: High Court of Karnataka

THE STATE OF KARNATAKA
BY KENGERI POLICE STATION, BENGALURU
REPRESENTED BY
STATE PUBLIC PROSECUTOR,
HIGH COURT COMPLEX,
BENGALURU – 560 001.

…RESPONDENT

(BY SRI B.N.JAGADEESHA, ADDL.SPP)

THIS CRL.P IS FILED U/S 438 CR.PC (FILED U/S 482 BNNS) PRAYING TO ENLARGE THE PETITIONER/ACCUSED NO.2 ON ANTICIPATORY BAIL, IN EVENT OF HIS ARREST BY RESPONDENT KENGERI POLICE STATION, BANGALORE IN

CRIME NO.0500/2025, FOR THE OFFENCES P/U/S 309(4) OF THE BNS 2023, PENDING ON THE FILE OF THE LEARNED 6TH ADDL.CMM COURT, BANGALORE CITY.

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

CORAM: **HON'BLE MR. JUSTICE M.NAGAPRASANNA**

ORAL ORDER

The Petitioner is accused No.2 is before this Court seeking grant of anticipatory bail under Section 438 of the Cr.P.C. in Crime No.500 of 2025 registered for the offences punishable under Section 309(4) of the BNS, which is 399 of the earlier regime, the IPC, the offence of preparation to commit dacoity.

2. Heard Sri Mohan Kumara D, learned counsel appearing for petitioner and Sri B N Jagadeesha, learned Additional State Public Prosecutor appearing for respondent.

3. The learned counsel for the petitioner submits that the police have completed the investigation, filed the charge sheet and the entire recovery in the subject of dacoity is already done

and there is nothing further to be investigated into the matter. He would further submit that accused nos. 1 and 3 are already released on bail and therefore, on the ground of parity, the petitioner should be granted anticipatory bail.

4. It is no doubt true that accused nos. 1 and 3 are released on grant of regular bail. In view of the aforesaid circumstance of filing of the charge sheet and the recovery being complete, as also the fact that accused no. 1 and 3 are already granted regular bail, the petitioner is also entitled to a grant of anticipatory bail. In that light the petition deserves to succeed by grant of such bail on certain conditions.

5. For the aforesaid reasons, the following:

ORDER

This Criminal Petition is allowed and the petitioner is ordered to be released on bail in the event of his arrest in Crime No.500 of 2025 of Kengeri Rural Police Station, pending on the file of the learned VI Additional Chief Metropolitan Magistrate, Bengaluru, subject to the following conditions:

i) The petitioner shall surrender himself before the Investigating Officer and shall execute personal bond for a sum of Rs.1,00,000/- (Rupees One Lakh only) with one solvent surety for the like-sum to the satisfaction of the concerned Investigating Officer;

ii) The petitioner shall not indulge in hampering the investigation and tampering the prosecution witnesses;

iii) The petitioner shall co-operate with the Investigating Officer to complete the investigation, and he shall appear before the Investigating Officer as and when called for;

iv) The petitioner shall not leave the jurisdiction of the Court without prior permission of the Investigating Officer, till the charge sheet is filed or for a period of three months whichever is earlier; &

v) The petitioner shall appear before the jurisdictional police once in 15 days and mark his presence.

vi) In the event of violation of any of the above terms, the above bail shall stand automatically cancelled.

vii) The observations made above are only for the purpose of consideration of the application for anticipatory bail and the

same shall not in any manner influence the trial. The trial Court shall consider the case on its merits and without being influenced by this order.

Sd/-
(M.NAGAPRASANNA)
JUDGE

bkp
List No.: 2 Sl No.: 10