HC-KAR

NC: 2026:KHC:64064
CRL.P No. 16765 of 2026

CNR: KAHC010760882026

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 18TH DAY OF NOVEMBER, 2026**

**BEFORE**

**THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY**

**CRIMINAL PETITION NO. 16765 OF 2026**

**BETWEEN:**

1. SHABBAR PASHA
S/O LATE ABDUL RASHEED
AGED ABOUT 41 YEARS
R/A NO.19/2, D-STREET
BHARTHINAGAR, BENGALURU 560001.

2. MOHAMMED NADEEM
S/O LATE MOHAMMED ANWAR
AGED ABOUT 40 YEARS
R/A NO.92/2A, VENKATASWAMY LAYOUT
SUBBANAIAH PALYA, KALYANNAGAR
BENGALURU 560043.

...PETITIONERS

(BY SRI MOHAMMED MUBARAK, ADV.)

**AND:**

Digitally signed by NANDINI D
Location: HIGH COURT OF KARNATAKA

STATE OF KARNATAKA BY
KADUGODI POLICE STATION
BANGALORE CITY - 560 020
(REPRESENTED BY LEARNED
STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BANGALORE-560001)

...RESPONDENT

(BY SRI CHANNAPPA ERAPPA, HCGP)

THIS CRL.P IS FILED U/S 439 CR.PC (FILED U/S 483 BNSS) PRAYING TO ENLARGE HIM ON BAIL IN CRIME. NO.424/2026 OF KADUGODI POLICE STATION, BANGALORE, WHICH IS PENDING ON THE FILE OF HON'BLE 1ST ADDITIONAL CHIEF JUDICIAL MAGISTRATE, BENGALURU, FOR THE OFFENCES PUNISHABLE UNDER SECTIONS 109(1), 126(2) AND 109 OF BNS.

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 nos.2 & 3 in Crime No.424/2026 registered by Kadugodi Police Station, Bengaluru City, for the offences punishable under Sections 109(1), 126(2), 190 of BNS, 2023, are 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.424/2026 was registered by Kadugodi Police Station, Bengaluru City, against one Rounak and others based on the first information dated 16.09.2026 received from Syed Shaheed, who is the injured victim in the present case. During the course of investigation, petitioners herein were arrested on 19.10.2026 and in their remand application, they are arraigned as accused nos.2 & 3. Their bail application filed before the jurisdictional Sessions Court in Crl. Misc. No.2333/2026 was rejected on 31.10.2026. Therefore, they are before this Court.

4. A reading of the first information submitted by the alleged victim would go to show that on 16.09.2026 at about 9.30 p.m., he had gone to inspect a vacant site. At that time, six persons who came there in two wheelers allegedly abused him for the reason that he was competing with accused No.1 - Rounak and thereafter, assaulted him with weapons.

5. Learned HCGP has fairly submitted that injured victim has suffered only simple injuries in the incident in question.

6. A reading of the first information would indicate that the petitioners herein are strangers to the injured victim and they do not have any ill-will as against each other. Learned Counsel for the petitioners has submitted that petitioners do not have any criminal antecedents. Accused no.1 has been granted anticipatory bail in the present case by the jurisdictional Sessions Court in Crl. Misc. No.2093/2026 on 30.09.2026 and accused nos.4 & 5 have been granted regular bail by this Court in Crl.P.No.16744/2026 disposed of on 13.11.2026. Under the circumstances, I am of the opinion that petitioners' prayer for

grant of regular bail is required to be answered affirmatively. Accordingly, the following order:-

7. The petition is allowed. The petitioners are directed to be enlarged on bail in Crime No.424/2026 registered by Kadugodi Police Station, Bengaluru City, for the offences punishable under Sections 109(1), 126(2) and 190 of BNS, 2023, subject to the following conditions:

a) Petitioners shall execute a personal bond for a sum of Rs.1,00,000/- each with two sureties for the likesum, to the satisfaction of the jurisdictional Court;

b) The petitioners shall appear regularly on all the dates of hearing before the Trial Court unless the Trial Court exempts their appearance for valid reasons;

c) The petitioners shall not directly or indirectly threaten or tamper with the prosecution witnesses;

d) The petitioners shall not involve in similar offences in future;

e) The petitioners shall not leave the jurisdiction of the Trial Court without permission of the said

Court until the case registered against them is disposed off.

**Sd/-**
**(S VISHWAJITH SHETTY)**
**JUDGE**

KK