



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE SHIVASHANKAR AMARANNAVAR

CRIMINAL PETITION No. 14452 OF 2025 (439(Cr.PC) /
483(BNSS))

BETWEEN:

1. SRI AKASH SOREN
S/O MAJILLA SOREN
AGED ABOUT 20 YEARS
R/AT BAGADIGI, DHIOTALA
ARJUNPURA, MALDA
WEST BENGAL

...PETITIONER

(BY SRI RAMA MURTHY N, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY KORAMANGALA POLICE
REP. BY STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BENGALURU-560 001.

...RESPONDENT

(BY SMT. WAHEEDA.M.M, HCGP)

THIS CRL.P IS FILED UNDER SECTION 439 Cr.P.C. (FILED UNDER SECTION 483 BNNS) PRAYING TO RELEASE THE PETITIONER ON BAIL IN SC.No.169/2024, PENDING BEFORE HON'BLE LXII ADDL. CITY CIVIL AND SESSIONS JUDGE, BENGALURU CITY (CCH-63), FOR THE OFFENCES PUNISHABLE UNDER SECTION 302 OF IPC ARISING OUT OF CR.No.309/2023, REGISTERED BY THE RESPONDENT NO.1, KORAMANGALA POLICE.





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

CORAM: HON'BLE MR. JUSTICE SHIVASHANKAR AMARANNAVAR

ORAL ORDER

1. This petition is filed by the sole accused under Section 483 of BNSS praying to grant bail in S.C. No. 169/2024 pending on the file of LXII Additional City Civil and Sessions Judge, Bengaluru (CCH No. 63) arising out of Crime No. 309/2023 of Koramangala Police Station registered for offence under Section 302 of IPC.

2. Heard learned counsel for petitioner and learned HCGP for respondent - State.

3. Learned counsel for petitioner would contend that petitioner is in judicial custody since 29.09.2023 and trial is not yet commenced. The Police have not secured the witnesses for recording their evidence. The trial Court has issued show-cause notice to Police Inspector seeking explanation for non-service of witness summons to C.W.1 to C.W.5 by order dated 14.01.2026. With this he prayed to allow the petition.



4. Per contra learned HCGP would contend that the case involves double murder. Chargesheet material show prima facie case against the petitioner for offences alleged against him. Petitioner is a nomad and he is a resident of West Bengal. If he is granted bail, he will flee from justice and not available for trial. With this, he prayed for rejection of petition.

5. Having heard learned counsel for the parties, the Court has perused the chargesheet and other materials placed on record.

6. A perusal of the charge sheet indicate that the case involves double murder. The deceased persons had obstructed the petitioner in getting food when he was standing in the queue where free food was supplied in front of a Church. Enraged by that, petitioner took a bamboo club and first assaulted the deceased Srinivas and thereafter went to the place where another deceased was sleeping and assaulted him with same bamboo stick and caused their death. Chargesheet material indicate prima



facie case against the petitioner for offences alleged against him. Merely because trial is not yet complete is not a ground for grant of bail as the case involves double murder. Petitioner is a resident of West Bengal and he is not having any fixed abode or avocation. If the petitioner is granted bail, there are chances of he fleeing from justice and not available for trial.

7. Even though the petitioner is in judicial custody since 29.09.2023, the Police have not secured the witnesses for their examination. Considering the said aspect, a direction is to be issued to the trial Court to complete the trial and dispose of the case at the earliest.

8. For the aforesaid reasons petition is dismissed. The trial Court is directed to dispose of the case at the earliest.

Sd/-
(SHIVASHANKAR AMARANNAVAR)
JUDGE

LRS
List No.: 1 Sl No.: 39