



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE MOHAMMAD NAWAZ

CRIMINAL PETITION NO. 15116 OF 2025

BETWEEN:

MATHEEN KHAN @ MATHEEN
S/O PYARU KHAN,
AGED ABOUT 34 YEARS,
R/AT NO.69, 3RD CROSS,
1ST MAIN, TIPPU NAGAR,
CHAMARAJPET,
BENGALURU - 560 018.

...PETITIONER

(BY SRI. PRASANNA KUMAR B., ADVOCATE)

AND:

STATE BY CHAMARAJPETE P.S.
BENGALURU,
REPRESENTED BY
HIGH COURT STATE PUBLIC PROSECUTOR,
HIGH COURT BUILDING,
BENGALURU - 560 001.

...RESPONDENT

(BY SRI. RANGASWAMY, HCGP;
SRI. K. RAM SINGH, ADVOCATE FOR DEFACTO
COMPLAINANT)

THIS CRL.P IS FILED U/S 439 CR.PC (FILED U/S 483
BNSS) PRAYING TO ENLARGE THE PETITIONER/ ACCUSED NO.1
ON BAIL IN CR.NO.83/2022 SC.NO.231/2023, FOR THE
OFFENCES P/U/S 212 AND 302 OF IPC 1860, BY
CHAMARAJAPETE POLICE STATION, BENGALURU PENDING IN
THE COURT OF LXIX ADDL. CITY CIVIL AND SESSIONS JUDGE,
BENGALURU.



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

CORAM: HON'BLE MR. JUSTICE MOHAMMAD NAWAZ

ORAL ORDER

Petitioner is before this court in this petition Preferred under Section 439 of Cr.P.C., praying to enlarge him on bail in Crime No.83/2022 of Chamarajapet Police Station, Bengaluru City, pending in SC.No.231/2023 on the file of the Court of LXIX Additional City Civil and Sessions Judge.

2. Petitioner amongst two other accused is facing trial for the offence punishable under Section 302 and 212 of IPC.

3. Petitioner is arranged as accused No.1 in the charge sheet. He was arrested on 17.07.2022. Accused Nos.2 and 3 are on bail.

4. The learned counsel for the petitioner submitted that the petitioner is languishing in judicial custody for more than three and a half years. Accused Nos.2 and 3 are already



enlarged on bail and therefore, the benefit of bail may be extended to the petitioner, by imposing any conditions.

5. Petitioner had approached this court for bail in Crl.P.No.1368/2023. The said petition was dismissed on 09.06.2023 on merits, considering the entire facts and circumstances of the case and the material against the petitioner.

6. The petitioner has once again approached the Sessions Court for bail which has been now dismissed by the learned Sessions Judge vide order dated 28.06.2025.

7. It is not in dispute that the trial is in progress and out of 38 witnesses cited in the charge sheet, 21 witnesses are already examined.

8. The learned High Court Government Pleader submitted that only the Investigation Officer has to be examined in this case and cross examination of CWs.20 and 21 has to be conducted by the defense.



9. Since the trial is at the fag end and considering that the prayer for bail was rejected by this Court earlier and also considering the *prima-facie* material at this stage against the petitioner, it is not a fit case to enlarge the petitioner on bail.

Petition is ***dismissed***.

Trial Court shall expedite the trial.

I.A.No.1/2026 is disposed of.

Sd/-
(MOHAMMAD NAWAZ)
JUDGE

LDC
List No.: 1 Sl No.: 3