



**IN THE HIGH COURT OF KARNATAKA
KALABURAGI BENCH
DATED THIS THE 24TH DAY OF FEBRUARY, 2026
BEFORE
THE HON'BLE MR. JUSTICE RAJESH RAI K
CRIMINAL PETITION NO. 200310 OF 2026
(439(Cr.PC)/483(BNSS))**

BETWEEN:

NARASAPPA @ NARASANNA @ KICHHA
S/O RAMACHANDRAPPA GUJAPAR
AGE: 31 YEARS, OCC: AGRICULTURE
R/O MUNDARAGI VILLAGE
TQ: DEVADURGA DIST: RAICHUR-584116

...PETITIONER

(BY SRI RAVI BHEEMSINGH CHAWAN, ADVOCATE)

AND:

THE STATE OF KARNATAKA
THROUGH JALAHALLI POLICE STATION
TQ: DEVADURGA, DIST: RAICHUR
REPRESENTED BY ADDL. SPP
HIGH COURT OF KARNATAKA
KALABURAGI BENCH-585107

...RESPONDENT

(BY SRI JAMADAR SHAHABUDDIN, HCGP)

THE CRIMINAL PETITION IS FILED U/S. 439 OF CR.P.C (OLD), 483 OF BNSS (NEW), PRAYING TO ALLOW THE CRIMINAL PETITION AND RELEASE ACCUSED NO.1/ PETITIONER ON BAIL IN SC NO.54 OF 2024 IN CRIME NO.36/2024 OF JALAHALLI POLICE STATION, TQ. DEVADURGA, DIST. RAICHUR FOR THE OFFENCES PUNISHABLE UNDER SECTIONS 323, 324, 307, 504, 506 AND 302 R/W SECTION 34





OF IPC AND PENDING ON THE FILE OF I ADDL. DIST. AND SESSION JUDGE AT RAICHUR.

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

CORAM: HON'BLE MR. JUSTICE RAJESH RAI K

ORAL ORDER

This petition is filed under Section 483 of BNSS, 2023, by the petitioner/accused No.1 for grant of bail in S.C.No.54/2024, arising out of Crime No.36/2024, registered by Jalhalli Police, for the offences punishable under Sections 323, 324, 307, 504, 506 and 302 r/w Section 34 of IPC, 1860, pending on the file of I Addl. District and Sessions Judge at Raichur (for brevity "Trial Court").

2. The abridged facts of the case is, the petitioner was enlarged on regular bail by II-Additional Sessions Judge, Raichur, vide order dated 02.08.2024 in Crl.Misc.No.407/2024 by imposing condition that the petitioner shall appear before the Court regularly. Subsequently, the petitioner remained absent on



06.12.2025 and the Trial Court issued NBW against him. Accordingly, NBW was executed and accused No.1/petitioner was produced before the Court on 18.12.2025. On that day, counsel for the accused No.1 remained absent, as such, the Trial Court remanded him to judicial custody. Hence, petitioner/accused No.1 preferred bail application for grant of bail before the Trial Court in Crl.Misc.No.10/2026. The same was dismissed vide order dated 23.01.2026. Hence, this petition.

3. It is contended by the learned counsel for the petitioner that the absence of petitioner was neither intentional nor deliberate and only for *bonafide* reasons and the same was intimated to his counsel before the Trial Court. However, due to some communication gap, his counsel remained absent before the Trial Court and did not file the exemption application. As such, NBW was issued against accused No.1. Subsequently, even on the date of production of accused No.1 before the Trial Court, the counsel remained absent. As such, necessary application



was not filed to recall the NBW or for fresh bail application. The learned counsel submits that the accused undertakes that he will abide by the terms and conditions imposed by the Trial Court in Crl.Misc.No.407/2024 hereinafter by regularly appearing before the Trial Court. Accordingly, he prays to allow the petition.

4. *Per contra*, learned High Court Government Pleader opposed the prayer and prays to dismiss the petition.

5. I have given my anxious consideration both on the submissions made by the learned counsel for the respective parties and the documents made available on record.

6. As could be gathered from the proceedings of the Trial Court, petitioner/accused No.1 remained absent on 06.12.2025 and his counsel also remained absent. As such, NBW was issued against him. On the subsequent date, the accused No.1 was produced by executing NBW.



On that day also, learned counsel for accused No.1 remained absent. In such circumstance, in my considered view, one more opportunity can be extended to the petitioner/accused No.1 by enlarging him on bail.

7. Accordingly, the petition is ***allowed***.

8. The petitioner/accused No.1 is directed to be enlarged on bail in S.C.No.54/2024, arising out of Crime No.36/2024, registered by Jalhalli Police, for the offences punishable under Sections 323, 324, 307, 504, 506 and 302 r/w Section 34 of IPC, 1860, pending on the file of I Addl. District and Sessions Judge at Raichur, subject to the following conditions:

- a) Petitioner shall execute fresh 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.

Sd/-
(RAJESH RAI K)
JUDGE

SWK
List No.: 1 Sl No.: 3
CT-BH