



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 25TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE G BASAVARAJA

CRIMINAL PETITION NO. 200441 OF 2026

(482(Cr.PC)/528(BNSS))

BETWEEN:

SRI. SOMASHEKAR S/O CHANNANNA
AGED ABOUT 42 YEARS
OCCU: X-KSRTC DRIVER
R/O HUNAKUNTI VILLAGE, LINGASUGURU
TQ: LINGASUGURU, DIST: RAICHUR-584122

...PETITIONER

(BY SRI. ARUNKUMAR AMARGUNDAPPA, ADVOCATE)

AND:

THE STATE OF KARNATAKA
THROUGH THE SHO.,
TOWN POLICE STATION, SINDHANUR
REPT. BY THE ADDL. STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA,
KALABURAGI BENCH-585102

...RESPONDENT

(BY SRI.JAMADAR SHAHABUDDIN, HCGP)

THIS CRL.P IS FILED U/SEC. 482 OF CR.P.C (OLD)
U/SEC. 528 OF BNSS (NEW), PRAYING TO, ALLOW THE
PETITION AND FURTHER DIRECT THE APPELLATE COURT I.E.,
III ADDL. DIST. AND SESSIONS JUDGE, RAICHUR SITTING AT
SINDHANUR, TO RECEIVE/ENTERTAIN THE INTENDING
APPLICATION TO BE FILED BY THE PETITIONER SEEKING FOR
ENLARGEMENT OF TIME IN CRL. APPEAL NO.5005/2024,
CONSEQUENTLY EXTEND THE TIME FOR ANOTHER TWO



WEEKS, GRATED IN ITS ORDER DATED 17.02.2026 TO EXECUTE THE BOND AND FURNISH SURETY FOR LIKE SUM SO ALSO FOR DEPOSITING OF THE COMPENSATION AMOUNT.

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

CORAM: HON'BLE MR. JUSTICE G BASAVARAJA

ORAL ORDER

The petitioner has filed this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'BNSS, 2023') for extension of time for another two weeks to execute the bond, furnish surety and also for depositing the compensation amount.

2. The brief facts of the case are that, the petitioner was convicted by the Prl. Civil Judge & JMFC, Sindhanur, in C.C.No.729/2020 for the offences punishable under Sections 323, 504 and 506 of IPC. The petitioner preferred an appeal against the judgment of conviction in Crl.A.No.5005/2024 before the III-Addl. Dist. & Sessions Judge, Raichur, Sitting at Sindhanur (for short, the First Appellate Court'). The First Appellate Court, partly allowed



the Appeal and invoking Section 3 of the Probation of Offenders Act, 1958, released the petitioner/accused on probation of good conduct for a period of one year commencing from the date of execution of the bond for a sum of Rs.50,000/- with one surety for the likesum. The petitioner-accused was directed to execute the bond before the Trial Court within a period of 15 days from the date of judgment. The First Appellate Court also directed the accused to deposit the compensation amount of Rs.30,000/- with the Trial Court within 30 days from the date of order. The petitioner was before the Trial Court to comply with the above conditions imposed by the First Appellate Court with one day delay. The Trial Court has refused to accept the prayer of the petitioner as the compliance was barred by time. Hence, the petitioner has filed this petition.

3. The learned counsel for the petitioner would submit that the petitioner was suffering from severe joint pain and also he was unable to collect the amount to be



deposited before the Court. To substantiate his arguments, he has produced the medical certificate of the petitioner.

4. Considering the submission of the petitioner, I proceed to pass the following:

ORDER

- (i) The petition is ***partly allowed***.
- (ii) 30 days time is granted from this day to comply with the order of the III-Addl. Dist. & Sessions Judge, Raichur, Sitting at Sindhanur in Crl.A.No.5005/2024.
- (iii) Registry directed to send a copy of this order to the Trial Court.

**Sd/-
(G BASAVARAJA)
JUDGE**

SDU
LIST NO.: 1 SL NO.: 48
CT-BH