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NC: 2026:KHC-K:3536
CRL.P No. 200521 of 2026

IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 22ND DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE G BASAVARAJA

CRIMINAL PETITION NO. 200521 OF 2026

(439(Cr.PC)/483(BNSS))

BETWEEN:

ABBUSHAikh @ SPEED ABBU
@ AMEER AHMED ILIYAS
S/O NAWAB MIYA @ NAWAB SHAIK
AGE: 32 YEARS, OCC: LABOUR
R/O OMER COLONEY AZADPUR ROAD
KALABURAGI-585102

...PETITIONER

(BY SRI. SYED FAYAZUDDIN., ADVOCATE)

AND:

THE STATE OF KARNATAKA
THROUGH M.B. NAGAR POLICE STATION
TQ: KALABURAGI DISTRICT KALABURAGI
REPRESENTED BY ADDL. SPP
HIGH COURT OF KARNATAKA
KALABURAGI-585103

...RESPONDENT

(BY SRI.SYED FAYAZUDDIN., ADVOCATE)

THIS CRL.P IS FILED U/S. 439 OF CR.P.C (OLD) U/S 483 OF BNSS (NEW) PRAYING TO RELEASE THE PETITIONER ON BAIL IN CR. NO.134/2025 FIR NO.2841/2025 FOR THE OFFENCES PUNISHABLE OFFENCES U/SEC.309(4) OF BNS PENDING BEFORE THE IVTH ADDL. JMFC AT KALABURAGI OF THE M.B.NAGAR P.S KALABURAGI.





THIS PETITION, COMING ON FOR ORDERS, 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 483 of BNSS, 2023 for grant of bail, as the petitioner is in judicial custody under Crime No.134/2025 of M.B.Nagar Police Station, Kalaburagi City.

2. The statement of objection is filed by the prosecution.

3. On the basis of the complaint filed by Smt.Basamma w/o late Shekappa Dayage, the respondent-M.B.Nagar Police have registered a case in Crime No.134/2025 against the unknown culprits for the commission of offence under Section 309(4) of BNS, 2023. During the course of investigation, the Investigating Officer has arrested the petitioner-accused and produced before the Court and he was remanded to judicial custody on 18.02.2026. Now the accused is in judicial custody. The



application was filed under Section 482 of BNSS before the Trial Court. The same came to be dismissed in Crl.Misc.No.332/2026 on 09.04.2026. Hence, the petitioner has filed this petition before this Court.

4. It is submitted by the learned counsel for the petitioner that the investigation is completed and charge-sheet is already filed and the accused is not required for further interrogation. The alleged commission of offence is not punishable with death or imprisonment for life. This Court has already granted bail to accused No.4 in Crl.P.No.200468/2026 dated 06.04.2026. Hence, prays to allow the petition.

5. The alleged commission of offences are exclusively triable by the Court of Magistrate. Considering the nature and gravity of the offence, I proceed to pass the following:

ORDER

The petitioner/accused No.1 is directed to be enlarged on bail in Crime No.134/2025 registered by



M.B.Nagar Police Station, Kalaburagi city, subject to the following conditions:

- a) Petitioner shall execute a personal bond for a sum of Rs.50,000/- with one surety for the likesum, to the satisfaction of the Trial Court;
- b) Petitioner shall not directly or indirectly threaten or tamper with the prosecution witnesses;
- c) Petitioner shall appear before the Trial Court on all the dates of hearing without fail;

If the petitioner has violated any bail conditions, the State is at liberty to file necessary application before the Trial Court for cancellation of bail.

The registry is directed to send a copy of this order to the Trial Court.

Sd/-
(G BASAVARAJA)
JUDGE