NC: 2025:KHC-K:795
CRL.P No. 200116 of 2025
*C/W CRL.P No. 200122 of 2025*

**IN THE HIGH COURT OF KARNATAKA,**

**KALABURAGI BENCH**

**DATED THIS THE 4TH DAY OF FEBRUARY, 2025**

**BEFORE**

**THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY**

**CRIMINAL PETITION NO.200116 OF 2025**

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

**C/W**

**CRIMINAL PETITION NO.200122 OF 2025**

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

**IN CRL.P.NO.200116/2025:**

**BETWEEN:**

NAVEEN BENNUR
S/O SHARANABASAPPA BENNUR,
AGE: 23 YEARS, OCC: STUDENT,
R/O H NO.9-557, SHAIK ROZA ROAD,
NEAR MEENAR SHAIK ROZA, KALABURAGI

...PETITIONER

(BY SRI AMEET KUMAR DESHPANDE, SENIOR COUNSEL FOR
SRI. GANESH S. KALBURGI, ADVOCATE)

**AND:**

THE STATE OF KARNATAKA
THROUGH UNIVERSITY POLICE STATION,
KALABURAGI, DIST.KALABURAGI
R/BY ADDL. SPP HIGH COURT OF KARNATAKA,
KALABURAGI BENCH – 585107

...RESPONDENT

(BY SMT. ANITA M. REDDY, HCGP)

Digitally signed by SHIVAKUMAR HIREMATH
Location: HIGH COURT OF KARNATAKA

THIS CRL.P. IS FILED U/S. 439 OF CR.P.C(OLD) U/S 483 OF BNSS (NEW), PRAYING TO ALLOW THE PETITION THERE BY ENLARGE THE PETITIONER/ACCUSED NO.4 AS PER REMAND YADI ON REGULAR BAIL IN CRIME NO.1/2025 REGISTERED BY RESPONDENT POLICE/UNIVERSITY POLICE STATION, DISTRICT KALABURAGI, FOR THE OFFENCES PUNISHABLE U/SECS. 109, 115(2), 118(1), 126(2), 189(2), 190, 191(2), 191(3), 351(2), 352 OF THE BNS, 2023 AS PER FIR (PENDING ON THE FILE OF III ADDL. C.J (J.D) AND JMFC KALABURAGI.

**IN CRL.P.NO.200122/2025:**

**BETWEEN:**

SHARANU LENGATI
S/O HANAMANTHLENGATI @ RAJULENGATI,
AGE: 25 YEARS, OCC: STUDENT,
R/O. KALYAN NAGAR, LALAGERI CROSS,
ALAND ROAD, KALABURAGI - 585102

…PETITIONER

(BY SRI AMEET KUMAR DESHPANDE, SENIOR COUNSEL FOR
SRI. GANESH S. KALBURGI, ADVOCATE)

**AND:**

THE STATE OF KARNATAKA
THROUGH UNIVERSITY POLICE STATION
KALABURAGI, DIST.KALABURAGI,
R/BY ADDL. SPP HIGH COURT OF KARNATAKA,
KALABURAGI BENCH - 585107

…RESPONDENT

(BY SMT. ANITA M. REDDY, HCGP)

THIS CRL.P. FILED U/S. 439 OF CR.P.C (OLD), U/S 483 OF BNSS(NEW), PRAYING TO ALLOW THE PETITION THERE BY ENLARGE THE PETITIONER/ACCUSED NO.1 ON REGULAR BAIL IN CRIME NO. 1/2025 REGISTERED BY RESPONDENT POLICE/UNIVERSITY POLICE STATION, DISTRICT KALABURAGI,

FOR THE OFFENCES PUNISHABLE U/SECS. 109, 115(2), 118(1), 126(2), 189(2), 190, 191(2), 191(3), 351(2), 352 OF THE BNS, 2023 AS PER FIR (PENDING ON THE FILE OF III ADDL. C.J (J.D) AND JMFC, KALABURAGI)

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

CORAM: HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

**ORAL ORDER**

(PER: HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY)

Accused Nos.1 and 2 in Crime No.1/2025, registered by University Police Station, Kalaburagi City, for the offences punishable under Sections 109, 115(2), 118(1), 126(2), 189(2), 190, 191(2), 191(3), 351(2) and 352 of BNS, 2023, are before this Court in these two petitions filed under Section 483 of BNSS, 2023, seeking regular bail.

2. Heard learned counsel for the parties.

3. FIR in Crime No.1/2025 was registered by University Police Station, Kalaburagi City, against the petitioners herein and three others for the aforesaid offences on the basis of the first information dated

01.01.2025, received from Basavaraj S/o. Vijayakumar. During the course of investigation, accused No.1 was arrested on 04.01.2025 and accused No.2 was arrested on 05.01.2025. The bail application filed by them before the jurisdictional Sessions Court in Crl.Misc.Nos.18/2025 and 19/2025 was rejected on 17.01.2025. Therefore, they are before this Court.

4. Learned counsel for the petitioners having reiterated the grounds urged in the petitions submits that the petitioners are youngsters, having no criminal antecedents. He submits that accused No.3 to 5 have been already granted regular bail by this Court in Criminal Petition No.200113/2025. Accordingly, he prays to allow the petitions.

5. Per contra, learned High Court Government Pleader, who has opposed the petitions does not dispute the submission made by learned counsel for the petitioners.

6. The incident in question had taken place on the intervening night of 31.12.2024 and 01.01.2025 at midnight outside the bar and restaurant. In the alleged incident, accused persons had assaulted injured with a stone that was lying near the spot of crime and the same would go to show that they were not armed with any weapon. Undisputedly, the petitioners who are in custody do not have any criminal antecedents. Accused Nos.3 to 5 have been already granted regular bail by this Court in Criminal Petition No.200113/2025. Major portion of the investigation is already completed and the injured has been discharged from the hospital and his condition is said to be stable.

7. Under the circumstances, I am of the opinion that the prayer made in the petitions needs to be granted. Accordingly, following order is passed:

ORDER

The criminal petitions are allowed.

The petitioners/accused Nos.1 and 2 are directed to be enlarged on bail in Crime No.1/2025 of University Police Station, Kalaburagi City, registered for the offences punishable under Sections 109, 115(2), 118(1), 126(2), 189(2), 190, 191(2), 191(3), 351(2) and 352 of BNS, 2023, pending on the file of learned III Additional Civil Judge (Jr.Dn.) and JMFC, Kalaburagi, subject to the following conditions:

a) Petitioners shall execute personal bond for a sum of Rs.1,00,000/- each with two sureties for the likesum, to the satisfaction of the jurisdictional Court;

b) Petitioners shall appear regularly on all the dates of hearing before the Trial Court unless the Trial Court exempts their appearance for valid reasons;

c) Petitioners shall not directly or indirectly threaten or tamper with the prosecution witnesses;

d) Petitioners shall not involve in similar offences in future;

e) Petitioners shall not leave the jurisdiction of the Trial Court without permission of the said Court until the case registered against them is disposed off.

**Sd/-**
**(S.VISHWAJITH SHETTY)**
**JUDGE**

SRT
List No.: 1 Sl No.: 13
CT:PK