IN THE HIGH COURT OF KARNATAKA,

KALABURAGI BENCH

DATED THIS THE 8TH DAY OF MAY, 2025

BEFORE

THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

CRIMINAL PETITION NO.200602 OF 2025

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

BETWEEN:

NARSIMHALU S/O KASHAPPA KANDUR,
AGE: 20 YEARS, OCC: COOLIE,
R/O KANDUR ONI, GURUMITKAL,
DIST. YADGIR-585 213.

…PETITIONER

(BY SRI. RAJESH G. DODDAMANI, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
   GURUMITKAL POLICE STATION,
   DIST. YADGIRI,
   NOW REPRESENTED BY THE ADDITIONAL STATE
   PUBLIC PROSECUTOR,
   HIGH COURT OF KARNATAKA,
   KALABURAGI BENCH-585 105.

2. XXXX

…RESPONDENTS

(BY SRI. MALLIKARJUN SAHUKAR, AGA FOR R1;
R2-SERVED)

Digitally signed by RENUKA
Location: HIGH COURT OF KARNATAKA

THIS CRL.P. IS FILED UNDER SECTION 439 OF CR.P.C (OLD) U/S 483 OF BNSS (NEW), PRAYING TO ALLOW THIS PETITION AND RELEASE THE PETITIONER/ACCUSED NO.1 AS PER CHARGE SHEET ON BAIL IN CONNECTION WITH CR. NO. 10/2025 OF GURUMITKAL POLICE STATION, YADGIRI REGISTERED FOR THE OFFENCE U/S 137(2), 65(1) OF BNS 2023 AND U/S 4 OF THE POCSO ACT, 2012 NOW PENDING ON THE FILE OF THE DISTRICT AND SESSIONS JUDGE, YADGIR.

THIS PETITION 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)

Learned counsel for the petitioner after arguing the matter for some time submits that the petition may be dismissed as not pressed at this stage with the liberty to the petitioner to renew his bail application after the victim girl is examined before the trial Court. He submits that considering the age of the petitioner the trial Court may be directed to examine the victim girl on priority.

2. Learned Addl. Government Advocate does not oppose the prayer made by the petitioner.

3. Submissions made on both sides placed on record.

4. Criminal Petition is dismissed as not pressed with liberty as prayed for.

5. Considering the age of the petitioner who is in custody, the trial Court as well as the prosecution shall make endeavors to examine the victim girl before the trial Court on priority.

Sd/-
(S.VISHWAJITH SHETTY)
JUDGE

MSR
List No.: 1 Sl No.: 22
CT: AK