

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 7TH DAY OF FEBRUARY 2012

BEFORE

THE HON'BLE MR.JUSTICE SUBHASH B.ADI

CRIMINAL PETITION NO.710/2012

BETWEEN:

Jayappa
S/o Siddalingappa
Aged about 49 years
R/o Tuggalahalli
Honnali Taluk.

.. PETITIONER

(By Sri.S.G.Rajendra Reddy, Adv.)

AND:

The State by Honnali Police Station
Honnali Circle, Davanagere District
Reptd. By S.P.P.
High Court
Bangalore – 560 001.

.. RESPONDENT

(By Sri.G.M.Srinivasa Reddy, HCGP)

This Criminal Petition is filed under Section 439 Cr.P.C.
praying to enlarge the petitioner on bail in Spl.C.NDPS No.5/11
on the file of the Spl. Judge, Davanagere.

This petition coming on for orders this day, the Court
made the following:

ORDER

Petitioner is the sole accused in Crime No.214/2011 registered by Honnali Police, Davanagere District for the offences punishable under Sections 20 and 8(B) of the Narcotic Drugs and Psychotropic Substances Act.

2. The allegation against the petitioner is that he had grown ganja plants in land bearing Sy. No.46 of Tuggalahalli village, Honnali Taluk, without any licence or permit.

3. Petitioner has produced copy of extract of record of rights in respect of Sy. No.46, which shows that one Shivamma, wife of Siddlingappa is the owner and cultivator of the land. Considering the circumstances, I find that the petitioner could be enlarged on bail.

Accordingly, the petition is allowed. Petitioner is enlarged on bail subject to the following conditions:

- (i) *The petitioner shall execute a personal bond for Rs.25,000/- with two solvent sureties for the likesum to the satisfaction of the Trial Court.*



- (ii) *He shall regularly attend the Court on hearing dates.*
- (iii) *He shall not tamper with the prosecution witnesses.*

Sd/-
JUDGE

sma