

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 04<sup>TH</sup> DAY OF JUNE 2015

BEFORE

THE HON'BLE MR. JUSTICE A.V.CHANDRASHEKARA

**CRIMINAL PETITION NO.3011/2015**

**BETWEEN:**

SRI KESHAVAMURTHY  
SON OF DODDACHIKKAGANGAIAH  
AGED ABOUT 28 YEARS,  
RESIDING AT JAKKASANDRA VILLAGE,  
KASABA HOBLI,  
NELAMANGALA TALUK 562123.  
BANGALORE RURAL DISTRICT.

... PETITIONER

(BY SRI.SIDDAMALLAPPA P M., ADV.)

**AND**

STATE OF KARNATAKA  
BY DODDBALLAPURA TOWN POLICE,  
DODDBALLAPUR TLAUK 561203  
BANGALORE RURAL DISTRICT.

...RESPONDENT

(BY SRI B.J.ESHWARAPPA, HCGP)

THIS CRL.P FILED U/S.438 CR.P.C PRAYING TO  
ENLARGE THE PETR. ON BAIL, IN THE EVENT OF

ARREST, IN CR.NO. 72/2015 OF DODDABALLAPURA TOWN P.S., BENGALURU DIST., FOR OFFENCES P/U/S 365 OF IPC.

THIS CRIMINAL PETITION COMING ON FOR ORDERS THIS DAY, THE COURT MADE THE FOLLOWING:

**ORDER**

Heard the learned counsel for the petitioner and learned Government pleader.

2. The case registered in Crime No.72/2005 on the file of Doddaballapura Police Station relating to the alleged abduction of one person by name Ramprasad, who is the husband of first informant on the night of 28.04.2015.

3. The allegation is that this petitioner and 3 to 4 other persons came in white Scorpio Car at about 11.20 p.m. and scolded her husband. They came to first floor and damaged the window glasses and took away her husband by holding his neck collar.

4. Learned High Court Government Pleader has vehemently opposed the bail application on the ground that

petitioner is absolutely required for custodial interrogation in view of the gravity of the offence.

5. There is a strong force in the submission made by the learned HCGP. Hence, this is not a fit case to exercise the discretion under Section 438 of Cr.P.C and to release the petitioner on bail, at this stage. The case pertains to a heinous offence of abduction of a person during night. Hence, petition is dismissed.

Notwithstanding the dismissal of the petition, the petitioner is at liberty to approach this Court or the Sessions Court after surrendering before the Police.

**Sd/-  
JUDGE**

BSR