

IN THE HIGH COURT OF KARNATAKA AT BENGALURUDATED THIS THE 4TH DAY OF SEPTEMBER, 2015

BEFORE

THE HON'BLE Mr. JUSTICE L.NARAYANA SWAMY

CRIMINAL PETITION No. 5230 OF 2015**BETWEEN:**

SRI. ANAND
S/O LATE MUNI YAPPA
AGED ABOUT 24 YEARS
R/AT KARISANDRA VILLAGE
MASTHI HOBLI, MALUR TALUK
KOLAR DISTRICT – 563 139

... PETITIONER

(BY SRI. RAVI KUMAR K M, ADV.)

AND:

STATE BY MASTHI POLICE STATION
KOLAR DISTRICT
REP. BY STATE PUBLIC PROSECUTOR
HIGH COURT OF KARNATAKA
BENGALURU – 560 001

...RESPONDENT

(BY SRI. K NAGESHWARAPPA, HCGP)

THIS CRIMINAL PETITION IS FILED UNDER
SECTION 438 OF CR.P.C., PRAYING TO ENLARGE THE
PETITIONER ON BAIL IN THE EVENT OF HIS ARREST IN

CR. NO. 130/2014 OF MASTHI P.S., KOLAR FOR THE OFFENCES PUNISHABLE UNDER SECTION 366-A, 376, 506, 114 R/W 34 OF IPC AND SEC.4 OF POCSO ACT.

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

ORDER

Heard the learned counsel appearing for the petitioner and the learned HCGP appearing for the respondent.

2. Petitioner herein is accused No.2 in Crime No.130/2014 registered by the Masti police station, Kolar, for the offences punishable under sections 366-A, 376, 506, 114 of IPC and under Section 4 of POCSO Act, 2012.

3. It is submitted by the learned counsel for the petitioner that similarly placed accused No.1 has already been released on bail by this court on 16.06.2015 in Criminal Petition No.1228/2015. On parity, this petitioner is also entitled to be released on bail. I deem it proper to grant anticipatory bail to petitioner. Accordingly, the petition under Section 438 of Cr.P.C. is allowed and the

petitioner is granted anticipatory bail subject to the following conditions

- a) Petitioner shall surrender before the I.O. of the jurisdictional police station within one month from the date of receipt of copy of this order, in which event, petitioner shall be released on executing a personal bond for a sum of Rs.1,00,000/- (Rupees One Lakh only) with one surety for the like sum to the satisfaction of the I.O.
- b) Petitioner shall appear before the Investigating Officer of the Jurisdictional Police Station as and when required and cooperate with the I.O. in conducting investigation without fail till the filing of charge sheet.
- c) Petitioner shall not hold out threats to the prosecution witnesses or lure them in any manner.
- d) Petitioner shall attend the court on all dates of hearing, except on unavoidable circumstances.

- e) Petitioner shall not involve in any criminal activities.

If the petitioner violates any one of the conditions, the prosecution is at liberty to seek for cancellation of bail from the concerned Sessions Court.

Sd/-
JUDGE

HR