

IN THE HIGH COURT OF KARNATAKA  
GULBARGA BENCH

DATED THIS THE 18<sup>TH</sup> DAY OF JUNE, 2014

BEFORE

THE HON'BLE MRS. JUSTICE RATHNAKALA

CRL. PETITION No.200489/2014

BETWEEN:

SIDDAPPA @ SIDDANNA  
S/O BHAGANNA DODAMANI  
AGED ABOUT 32 YEARS  
OCC: JUNIOR ENGINEER  
ZILLA PANCHAYAT, JEWARGI  
R/O KOLKUR VILLAGE  
TQ.JEWARGI  
DIST. GULBARGA

...PETITIONER

(BY SRI PATIL SIDHALING, ADV.)

AND:

THE STATE OF KARNATAKA  
THROUGH JEWARGI POLICE STATION  
TQ.JEWARGI, DIST. GULBARGA  
REPRESENTED BY STATE  
PUBLIC PROSECUTOR  
HIGH COURT OF KARNATAKA  
GULBARGA BENCH

...RESPONDENT

(BY SRI S.S.ASPALLI, HCGP)

THIS CRL.P. IS FILED UNDER SECTION 438 OF CR.P.C.  
PRAYING TO DIRECT THE RESPONDENT TO ENLARGE HIM ON BAIL  
IN THE EVENT OF HIS ARREST IN CRIME NO.172/2009 OF

JEWARGI POLICE STATION, DIST.GULBARGA, WHICH IS REGISTERED FOR THE OFFENCES P/U/S 463, 464, 471, 167 AND 420 R/W SEC.34 OF IPC.

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

### **ORDER**

This petition is filed under Section 438 of Cr.P.C., seeking anticipatory bail in Crime No.172/2009 of Jevargi Police Station. The petitioner along with co-accused has been charge sheeted for the offence punishable under Sections 463, 464, 471, 167, 420 r/w section 34 of IPC.

2. Petitioner was on bail. Since he remained absent on two occasions, his bail is cancelled. The surety bond was forfeited and the case was split up against him.

3. Sri Patil Sidhaling, learned counsel for the petitioner submits that petitioner is Junior Engineer, because of the exigency of his official work, he could not attend the Court hearing and there was no malafide intention on his part in remaining absent.

4. Having regard to the facts and circumstances, I hold there is no impediment to grant anticipatory bail.

5. Accordingly, the petition is allowed. The petitioner is granted anticipatory bail for 20 days. Within this period he shall surrender before the Trial Court and move for regular bail. In that event his application shall be disposed of in accordance with law. Till the disposal of the regular bail petition the benefit of this order shall ensue in his favour.

**Sd/-  
JUDGE**

*sdu*