

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 30TH DAY OF APRIL 2013

BEFORE

THE HON'BLE MR.JUSTICE H.N.NAGAMOHAN DAS

CRIMINAL PETITION NO.2636/2013

BETWEEN:

1. MANJUNATH
S/O.LATE DANOJI RAO
AGED ABOUT 35 YEARS
SALES MANAGER
AMRUTH DISTILLORY.

2. SARASWTHI BAI
W/O.LATE DANOJI RAO
AGED ABOUT 62 YEARS
HOUSE MAKER

BOTH PETITIONERS ARE
R/AT MULLURU VILLAGE,
SARAJAPURA ROAD
VARTHUR HOBLI
BANGALORE – 560 105

... PETITIONERS

(BY SRI A.V.RAMAKRISHNA, ADV.)

AND:

STATE BY VARTHUR POLICE STATION
REPRESENTED BY S.P.P.
HIGH COURT COMPLEX
BANGALORE – 560 001.

...RESPONDENT

(BY SRI G.M.SRINIVASA REDDY, HCGP)

THIS CRL.P FILED U/S.438 CR.P.C. WITH A PRAYER
TO ENLARGE THE PETITIONERS ON BAIL IN THE EVENT
OF THEIR ARREST IN CRIME NO.11/13 OF VARTHUR P.S.,
BANGALORE, FOR THE OFFENCES P/U/S.304-B OF IPC.

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

O R D E R

The petitioners are accused Nos.2 and 3 in Crime No.11/2013 for the offence punishable under Section 304-B IPC.

2. Investigation is completed and charge sheet is filed for the offences punishable under Sections 302, 498-A, 304-B and Section 34 IPC and also under Sections 3 and 4 of Dowry Prohibition Act. The death note left by deceased specifies the allegations only against first accused, the husband and not against the petitioners who are accused 2 and 3. Even in the charge sheet, it is generally alleged that these accused are also responsible for giving harassment. Now that investigation is completed, I am of the considered opinion that the petitioners are entitled to be enlarged on bail.

3. The petition is hereby allowed. The petitioners are enlarged on bail on the following conditions:-

i) In the event of respondent-police arresting the petitioners, they shall be enlarged on bail on executing a personal bond for a sum of Rs.25,000/- each to the satisfaction of the arresting authority;

ii) Whenever the petitioners are called upon to present before the I.O., they shall do so;

iii) The petitioners shall co-operate with the I.O for completion of investigation and in no manner shall tamper with the prosecution witnesses.

Violation of any one of the conditions above will result in cancellation of bail order. Ordered accordingly.

Sd/-
JUDGE

nas.