

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF DECEMBER 2017

BEFORE

THE HON'BLE MR. JUSTICE N.K.SUDHINDRARAO

CRIMINAL PETITION NO.10177/2017

BETWEEN

VISHNU P PRAMOD
S/O M.N.PADMANABHAN
AGED ABOUT 21 YEARS
R/AT 2ND CROSS, DHOBIGHAT ROAD,
ASHOKANAGARA
TUMAKURU CITY – 572 102.
(NOW IN JUDICIAL CUSTODY)

...PETITIONER

(BY SRI.K.S.VISHWANATH, ADVOCATE
& SRI.GANGADHARAPPA.C.C, ADVOCATE)

AND

STATE OF KARNATAKA
JAYANAGARA POLICE STATION,
TUMAKURU – 572 102.
(REPRESENTED BY LEARNED
STATE PUBLIC PROSECUTOR)
BENGALURU-01.

...RESPONDENT

(BY SRI.K.NAGESHWARAPPA, HCGP)

THIS CRIMINAL PETITION IS FILED UNDER SECTION
439 OF CR.P.C. PRAYING TO ENLARGE THE PETITIONER
ON BAIL IN CR.NO.156/2017 OF JAYANAGARA POLICE

STATION, TUMAKURU FOR THE OFFENCE PUNISHABLE
UNDER SECTION 20(b) OF N.D.P.S ACT.

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

O R D E R

This is the petition filed by the petitioner under Section 439 of Cr.P.C., seeking bail for the offence punishable under Section 20(b) of Narcotic Drugs and Psychotropic Substances Act, registered by respondent-Police Station in Crime No.156/2017.

2. The case of the prosecution is that on 25.11.2017 at about 10.00 a.m., police received credible information that the petitioner was selling ganja near H.M.S.College. They rushed to the spot, apprehended the petitioner and lodged a case for the above said offence.

3. Learned counsel for the petitioner would submit that the petitioner is in judicial custody and his career is at stake.

4. The petitioner is in judicial custody since 25.11.2017. His bail application in Crl.Misc.Petition No.1475/2017 was rejected by the learned Principal Sessions Judge, Tumakuru on 15.12.2017. Considering the fact that the petitioner is a student and is in judicial custody, it is just and proper to release him on bail. Hence, I pass the following order:

The petition is allowed. The petitioner is ordered to be released on bail in connection with Crime No.156/2017 for the offence punishable under Section 20(b) of Narcotic Drugs and Psychotropic Substances Act, subject to the following conditions:

- i) The petitioner shall execute 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 jurisdictional Magistrate.
- ii) The petitioner shall appear before the trial court on all the future hearing dates unless exempted by any genuine cause.

- iii) The petitioner shall not leave the jurisdiction of the trial Court without prior permission till the case registered against him is disposed of.
- iv) The petitioner shall mark his attendance between 9.00 a.m., and 10.00 p.m., on every second Saturday until further orders by the Trial Court.

Violation of any of the above conditions and registration of any other case would lead to the cancellation of bail.

Sd/-
JUDGE

b nv*