

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24<sup>TH</sup> DAY OF MARCH 2020

BEFORE

THE HON'BLE MR. JUSTICE JOHN MICHAEL CUNHA

CRIMINAL PETITION NO.2148 OF 2020

BETWEEN:

SRI SAYED AHAMMED  
AGED ABOUT 32 EYARS  
R/AT NO.94, 1<sup>ST</sup> MAIN,  
2<sup>ND</sup> CROSS, JAALI LANE, D.G.HALLI,  
BENGALURU-44.

...PETITIONER

(BY SRI: JAGADEESHA P, ADVOCATE)

AND:

THE STATE OF KARNATAKA  
BY VIDHANA SOUDHA POLICE STATION  
REP BY STATE PUBLIC PROSECUTOR  
HIGH COURT BUILDING,  
BENGALURU-560001.

...RESPONDENT

(BY SRI: R.D. RENUKARADHYA, HCGP)

THIS CRL.P IS FILED U/S 439 CR.PC PRAYING TO  
ENLARGE THE PETITIONER ON BAIL IN CR.NO.78/2019 OF  
VIDHANA SOUDHA POLICE STATION, BANGALORE FOR THE  
OFFENCE PUNISHABLE UNDER SECTION 420 R/W SECTION 34  
OF IPC.

THIS CRL.P COMING ON FOR ORDERS THIS DAY, THE COURT MADE THE FOLLOWING:-

**ORDER**

Heard learned counsel for petitioner and learned HCGP for respondent-State. Learned HCGP has not filed any statement of objection, but has orally opposed the petition.

2. FIR is registered against the petitioner and five other accused persons under Section 420 read with Section 34 of IPC. Investigation is completed and charge sheet is filed in C.C.NO.5282/2020. The material allegations in the complaint are that the accused persons assured to get loan of Rs.3 crores to the complainant. According to the prosecution, a sum of Rs.8,00,000/- was transferred to the account of the petitioner herein by the complainant.

3. Learned counsel for the petitioner has produced a copy of the order dated 25.02.2020 passed by this Court in Crl.P.No.1241/2020 and order dated 27.02.2020 passed by this Court in Crl.P.No.1253/2020 whereby accused No.1 and accused

No.6 are enlarged on bail subject to conditions. Since identical allegations are leveled against the present petitioner, instant petition deserves to be allowed. Hence the following order:

Petition is **allowed**.

- i) Petitioner/accused No.7 is ordered to be enlarged on bail on furnishing a bond in a sum of Rs.1,00,000/- (Rupees One Lakh only) with two sureties for the likesum to the satisfaction of the jurisdictional court.
- ii) He shall appear before the court as and when required.
- iii) He shall not threaten or allure the prosecution witnesses in whatsoever manner.
- iv) He shall not get involved in similar offences.
- v) He shall not leave the territorial limits of the Trial Court without prior permission of the Trial Court.

**Sd/-  
JUDGE**

Bss