

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF MAY 2020

BEFORE

THE HON'BLE MR. JUSTICE SREENIVAS HARISH KUMAR

CRIMINAL PETITION No. 2239/2020

BETWEEN

Mohammed Saleem,
S/o Inayathulla,
Aged about 21 years,
R/a Near Khadria Masjid,
Kavalbyrasandra,
Bangalore-560 032.

...Petitioner

(By Sri Sirajuddin Ahmed, Advocate)

AND

State of Karnataka,
By SHO, Sadashivanagar P.S.,
Represented by HCGP High Court
Building, Bangalore City 560 001.

...Respondent

(By Sri Divakar Maddur, HCGP)

This Criminal Petition is filed under section 439 Cr.P.C praying to enlarge the petitioner on bail in Cr.No. 22/2020 registered by Sadashivanagar Police Station, Bengaluru, for the offence p/u/s 392, 397 of IPC.

This Criminal Petition coming on for orders this day, the court made the following:

ORDER

This is a petition under section 439 Cr.P.C. In relation to offence punishable under section 392 of IPC, the respondent police registered a case against the petitioner and other accused in Crime No. 22/2020.

2. The complaint was made by a milk vendor stating that on 24.2.2020 at about 5.10 am when he was riding his motor cycle for supplying the milk to his customers, about four strangers came on two motor cycles and snatched his mobile phone and cash of Rs.2,000/-.

3. Heard the petitioner's counsel and the High Court Government Pleader. Investigation is completed and charge sheet is filed. It is stated that the test identification parade is not conducted. The Government Pleader submits that a motor cycle was recovered from the petitioner. But, there is nothing to indicate that there is any recovery of stolen articles from the petitioner. The petitioner has no criminal antecedents. Taking into consideration all these aspects, I pass the following order : -

- (a) Petition is allowed.
- (b) Petitioner shall be released on bail on obtaining from him a bond for Rs.2,00,000/- and two sureties for the likesum to the satisfaction of the trial court. He is subjected to the following conditions : -
 - (i) He shall regularly appear before the trial court till conclusion of trial.
 - (ii) He shall not tamper with the evidence and threaten the witnesses.
 - (iii) He shall not commit any criminal offence.

**SD/-
JUDGE**

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