

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No(s).9295/2025

[Arising out of impugned final judgment and order dated 17-04-2025 in WP No.9302/2025 passed by the High Court of Karnataka at Bengaluru]

STATE OF KARNATAKA BY ARASIKERE TOWN POLICE STATION Petitioner(s)

VERSUS

HEMANTH DATTA @ HEMANTHA @ BABY & ANR.

Respondent(s)

(IA No.148291/2025 - EXEMPTION FROM FILING O.T.)

Date : 26-06-2025 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE K.V. VISWANATHAN
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH
(PARTIAL COURT WORKING DAYS BENCH)

For Petitioner(s) : Mr. Sidharth Luthra, Sr. Adv.
Mr. D. L. Chidananda, AOR
Mr. Kushagra, Adv.
Mr. Ravindera Kumar Verma, Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following
O R D E R

1. Having heard Mr. Sidharth Luthra, learned senior counsel, we are of the opinion that the matter requires consideration.
2. Issue notice on the special leave petition and on the prayer for interim relief.
3. Our attention has also been drawn to the order dated 22.04.2025 passed in SLP(Crl.) No.17132/2024, wherein the Bench while reserving the order has recorded the following in paragraph 3:

"3. The question that we are called upon for consideration in the present proceedings is: whether in

each and every case, even arising out of an offence under Indian Penal Code, would it be necessary to furnish grounds of arrest to an accused either before arrest or forthwith after arrest. Another question that this Court is required to consider is: whether, even in exceptional cases, where on account of certain exigencies it will not be possible to furnish the grounds of arrest either before arrest or immediately after arrest, the arrest would be vitiated on the ground of non-compliance with the provisions of Section 50 of the Code of Criminal Procedure.

4. The outcome of this judgment will have a bearing on finally deciding this matter.

5. Mr. Sidharth Luthra, learned senior counsel drew our attention to the fact that a large number of cases, which are pending before the High Court, where it is likely that the impugned order herein would be cited as a precedent.

6. In view of the urgency involved, list the matter on 18.07.2025.

(ARJUN BISHT)
ASTT. REGISTRAR-cum-PS

(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)