

KABI010015422026



**IN THE COURT OF PRINCIPAL DISTRICT AND
SESSIONS JUDGE AT BALLARI.**

-:PRESENT:-

**Sri Siddalinga Prabhu, B.Sc., LL.B.,
PRINCIPAL DISTRICT AND SESSIONS JUDGE,
BALLARI.**

DATED THIS THE 18TH DAY OF JUNE, 2026.

Crl.Misc.No.370/2026

PETITIONERS :-

1. Govindappa Manalli @ Govinda S/o
Thimmappa Manalli, 51 years,
2. Ambamma W/o Manalli
Govindappa, 43 years,
3. M.Ramesha S/o Govindappa, 21
years,
4. M.Prajwal, S/o Govinda Manalli, 19
years,

All are R/o Ward No.5, Mahankali
Nagara, Hale Madapur Village, Daroji,
Sandur Taluka, Ballari District.

(Rep. By Sri M.S.Sreekanth, Advocate).

..VERSUS..

RESPONDENT :-

The State represented by

Police Sub-Inspector
Kuduthini Police Station,
Kuduthini.

**(Represented by Learned Public
Prosecutor).**

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ORDER

Sri Govindappa Manalli @ Govinda and his wife Smt. Ambamma and their sons M. Ramesha & M. Prajwal being in judicial custody in Crime No.32/2026 of Kuduthini Police Station do prefer this Regular bail petition dated 02/04/2026 by invoking Section 483 of the Bharatiya Nagarak Suraksha Sanhita, 2023.

2. The sum and substance of the case as registered by the respondent police that the deceased Gopala had extra martial relationship with Smt. Ambamma, the 2nd accused/bail petitioner. As such, there has been misunderstandings and the consequential quarrels between the accused persons/bail petitioners

and the deceased Gopala. That in continuation of the said misunderstandings and consequential quarrels, on the intervening night of 28/02/2028 and 1st March of 2026, the accused persons had killed the deceased Gopala and thereafter, in order to destroy the evidence, the accused persons have thrown the dead body of Gopala to the nearby water canal. Therefore, the case is registered by invoking the penal provisions of Sections 103(1) and 238 read with Section 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. The above being the facts of the case on hand, the bail petitioners urge *inter-alia* that they are innocent of the alleged offences, that there are no eyewitnesses to the incident as narrated by the State Prosecution and that the entire case is based on the circumstantial evidence. That there is delay in lodging the FIS and the same has not been properly explained by the author of

FIS. The said unexplained delay underlines that the FIS is nothing but an afterthought and that the same was preferred/lodged after deliberation and consultation. That the accused/bail petitioners are the permanent residents of their address as mentioned in the cause title. That they are law abiding citizens. That they hail from respectable family. That in the event of rejecting of bail petition, the accused No.3 and 4 will put into untold hardship and injustice. That the presence of accused No.2 at her home is very much essential. That the petitioner Nos.3 and 4 are suffering from serious medical condition. The 1st petitioner is the sole bread earner of his family. That they are ready and willing to abide by any of the conditions which may be imposed by this Court. Therefore that their bail petition be allowed.

4. The learned Public Prosecutor in his objection statement dated 14/05/2026 does repeat the facts of the

case as narrated in the FIS. He further says that *modus operandi* of the commission of the alleged offence being severe in nature and that in the interest of society the bail petition be dismissed.

5. The following are the points which do arise for consideration.

1) Are the accused persons/bail petitioner Nos. 1 to 4, for the grounds urged in their bail petition entitle for an order of Regular bail as sought for under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023?

2) What order?

6. Having heard the learned Counsel for the petitioners and the learned Public Prosecutor and having perused the memo and its annexed documents as submitted on behalf of the petitioners and having gone

through the rival pleadings of the parties hereto, this Court assigns the following:

REASONS

6.1. The offences alleged are punishable under Sections 103(1) and 238 read with Section 3(5) of the Bharatiya Nyaya Sanhita, 2023, the same are punishable either with death penalty or with life imprisonment. The *modus operandi* of the commission of alleged offences being serious in nature. In the interest of society, the bail petition deserves to be dismissed. Therefore while answering point No.1 **in the Negative**, this Court proceeds to pass the following:-

ORDER

That, for the aforementioned reasons, the bail petition preferred under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 by the accused/bail petitioners (of

Crime No.32/2026 of respondent Kuduthini
Police Station) is hereby **dismissed**.

(Dictated to the Stenographer Grade-I, transcribed
by him and the transcription corrected by me and
then pronounced in the open Court on this the
18th day of June, 2026.)

(Siddalinga Prabhu)
Principal District and Sessions Judge,
Ballari.

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