

KABK010009032026



IN THE COURT OF PRINCIPAL DISTRICT AND SESSIONS
JUDGE, BAGALKOTE

Present: Sri. N.V. Vijay, B.A. LL.B. (Hons.),
Prl. District and Sessions Judge,

Dated this the 6th day of March, 2026

Criminal Miscellaneous No.127/2026

Petitioners

- 1) Veeresh S/o Allayya Saraganachari,
Age: 30 years, Occ: Business,
R/o: Halepete, Bagalkot,
Tq: Dist: Bagalkot.
- 2) Gangayya S/o Basayya Hiremath,
Age: 28 years, Occ: Private bank work,
R/o Muchakhandi, Bagalkot,
Tq: Dist: Bagalkot.

(Sri V.S. Menasagi, Advocate)

Vs.

Respondent

: The State of Karnataka,
By Navanagar Police Station.

(Public Prosecutor, Bagalkote)

ORDER

This is the petition filed under Section 482 of
Bharathiya Nagarika Suraksha Sanhita, 2023 seeking

anticipatory bail in Navanagar Police Station Crime No.38/2026 registered for the offences punishable under Sections 115(2), 118(1), 118(2) & 352 read with section 3(5) of Bharatiya Nyaya Sanhita, 2023.

2. In the petition it is averred that they are innocent but have been falsely implicated in this case just to harass them. There are absolutely no prima-facie materials to connect petitioners with alleged offences. The petitioners are permanent residents of the address given in the cause title and have got both movable and immovable properties. They are ready and willing to abide by the conditions imposed by this court and ready to furnish solvent surety to the satisfaction of the Court. Hence, prayed to allow the petition.

3. On the contrary, the learned Public Prosecutor has filed objections by narrating the facts of the case and has contended that the complaint averments clearly disclose the fact that the petitioners have committed the offences. If the petitioners are enlarged on bail, there is possibility of destroying the evidence and threatening the prosecution

witnesses. Hence prayed to reject the petition.

4. Heard the arguments of both sides.

5. The point that arises for my consideration is:

Whether the petitioners are entitled to anticipatory bail ?

6. My answer on the above point is in the affirmative, for the following:

REASONS

7. A complaint is lodged by one Shivanagouda S/o Gyanappa Meti on 23.02.2026 alleging that the informant along with his relatives had visited Maharaja Garden Hotel situated at Vidyagiri for lunch and after the lunch the waiter had brought bill along with Mishri (), but she immediately kept the said Mishri () to another table. When the said act was questioned, about 2 to 3 persons sitting in the next table picked up quarrel, abused them in a filthy language and had assaulted the informant's brother with bottles, due to which he had sustained injuries. Hence, the complaint.

8. On perusal of complaint averments it reveals that initially a complaint is lodged against unknown persons and subsequently, in the course of investigation and on perusal of C.C.T.V footage certain persons were found to be visualized assaulting the informant's brother. Notices are issued to the present petitioners calling upon them for enquiry and since they apprehend of arrest they have preferred this application. Whether the petitioners were involved in the said offences can be only ascertained after the verification of C.C.T.V footage. In the said scenario, as the petitioners apprehend the arrest I am of the opinion that the present petitioners can be enlarged on anticipatory bail subject to condition that they would appear before the investigation officer as per the arrest of notice issued by the concerned police. The alleged offences are not punishable either with death or imprisonment for life. Therefore, I am of the opinion that the petitioners can be enlarged on anticipatory bail. Accordingly, the point is answered in the affirmative and proceed to pass the following:

ORDER

The petition filed by the petitioners under Section 482 of Bharatiya Nagarika Suraksha Sanhita, 2023 is hereby allowed.

In the event of arrest of petitioners, the respondent Police are directed to release them on bail in Crime No.38/2026 on their executing personal bond of Rs.50,000/- each with one surety for likesum with following:

CONDITIONS

1. The petitioners shall appear before the respondent Police within two weeks from the date of this order and shall execute bail bonds as ordered.
2. The petitioners are directed to be present before the investigation officer as per the notice issued by concerned police.
3. The petitioners shall make available themselves for interrogation to the investigating officer as and when required.
4. The petitioners shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the

facts of the case so as to dissuade him from disclosing such facts to the court or to any Police Officer.

5. The petitioners shall not commit similar or other offences.
6. The petitioners shall not leave India without the prior permission of the court.

(Dictated to the Stenographer Grade-I, transcribed and typed by him, script corrected, signed and then pronounced by me in the open court on this the 6th day of March, 2026.)

(N.V. Vijay)
Prl. District and Sessions Judge, Bagalkote.