

KABK220001062026



Crl.Misc./10011/2026

**IN THE COURT OF THE III ADDL. DISTRICT &  
SESSIONS JUDGE, BAGALKOTE, SITTING AT: MUDHOL**

**PRESENT**

**SRI. GURURAJ G. SHIROL,**

**B.Com., LL.M.,**

**III Additional District & Sessions Judge,  
Bagalkote, sitting at Mudhol**

**Crl. Misc. No.10011/2026**

**Dated this the 13<sup>th</sup> day of March-2026**

**PETITIONER:**

1. **Laxman S/o Rangappa Singaraddi,**  
Age:65Years, Occ: Agriculture,  
R/o: Bhantanur village Tq: Mudhol,  
Dist:Bagalkot
2. **Dr.Pandu S/o Laxman Singaraddi,**  
Age: 28Years, Occ: Doctor  
R/o: Bhantanur village Tq: Mudhol,  
Now at Belawadi village, Bailahongal Dist: Belagavi
3. **Dr.Vinod S/o Laxman Singaraddi,**  
Age: 24 Years, Occ: Doctor/PG student  
R/o: Bhantanur village Tq: Mudhol,  
Dist:Bagalkot
4. **Laxmibayi W/o Laxman Singaraddi,**  
Age:28Years, Occ: Doctor  
R/o: Bhantanur village Tq: Mudhol,  
Dist:Bagalkot
5. **Sadashiv S/o Bhimappa Singaraddi,**

Age: 61Years, Occ: Agriculture,  
R/o: Bhantanur village Tq: Mudhol,  
Dist:Bagalkot

6. **Venkatesh S/o Bhimappa Singaraddi,**

Age: 57 Years, Occ: Agriculture,  
R/o: Bhantanur village Tq: Mudhol,  
Dist:Bagalkot

**( by Sri. J.G.Koujalagi Advocate)**

**V/s.**

**RESPONDENT:**

1. The State of Karnataka,  
through PSI Lokapur P.S.  
R/by Public Prosecutor, Mudhol

**(By Learned Public Prosecutor, Mudhol)**

**ORDER**

The petitioners have filed this petition under section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, praying to grant them anticipatory bail in Mudhol P.S Cr. No.21/2026 for the offences punishable U/s 189(2),191(2),191(3),115(2), 118(1),109, 352,351(2) r/w 190 of BNS-2023.

**(2) Facts leading to petition are as under:**

That accused No-1 and complainant are brothers and accused No-2 to 4 are sons and wife of accused No-1. The lands of complainant and accused No-1 are abutting one another. The accused persons marked lay-out for constructing godown in front of

their house for which the complainant objected as the footings of the column marked come into the land of complainant. Being enraged by this the accused persons started quarrel with the complainant, the accused persons formed themselves into unlawful assembly, in furtherance of their common intention to kill the complainant, accused persons committed rioting armed with club and stones, assaulted him with hands, accused persons also assaulted elder brother of complainant Krishtappa and his son Sunil came to rescue, abused them in filthy words, assaulted with club and stones, throttled the neck of the complainant and attempted to kill, given life threat and thereby the accused persons committed the above referred offences. On these allegations the complainant has lodged complaint and the case was registered under Crime No.21/2026 of Lokapur P.S for the above offences. Apprehending their arrest the petitioners have moved this petition on the following grounds.

**(3) Grounds for bail:-**

- i) That the petitioners are innocent persons, they have not committed any of the alleged offences.*
- ii) The alleged offences are not punishable with life imprisonment or death.*

- iii) *There is no Prima facie direct or circumstantial materials connecting the petitioners.*
- iv) *There is no allegation in the complaint alleging the ingredients of offences punishable U/s 189(2),191(2),191(3),115(2),118(1),109, 352,351(2), 190 of BNS-2023.*
- v) *The complainant himself started quarreling with reaming persons has started quarreling without any reason with internal family grudges and caused severe bodily and head injuries which will dake many does to recover.*
- vi) *The petitioner No-1 & 4 are old aged husband and wife who suffered severe head and other bodily injuries.*
- vii) *The petitioner No-1 & 2 are backbone of the entire family having agriculture lands with standing crops , they have to take care of the cattle's, if they are not released on bail the entire family will suffer heavy loss and hardship.*
- viii) *The petitioner No-2/Pandappa has filed complaint before the Lokapur P.S for the offences U/s 189(2),191(2),191(3),329(3),352,118(1),109, 352,*

*351(1), 190 of BNS-2023 against the complainant and others.*

- iv) The petitioners are permanent residents of Bhantanur village having movable and immovable properties and hence there is no chance of abscondence.*
- v) The petitioners are ready to abide by the conditions imposed and willing to furnish surety to the satisfaction of the Court, if they are released on bail.*

On these grounds, the petitioners pray to enlarge them on bail.

**(4) Objections of Prosecution:**

The learned Public Prosecutor filed objection denying the contentions of the petitioners. Learned PP reiterates the complaint averments. If the petitioners are released on bail they may again indulge in fighting, they may flee away from justice, they may tamper with the prosecution witnesses. On these grounds, the prosecution prays for rejection of the petition.

**(5)** I.O. also submitted his report.

(6) Heard arguments of learned counsel for the petitioner and learned public prosecutor for the prosecution. Perused the case records.

(7) Now, the following points arise for consideration of this court:

1. ***Whether the petitioners are entitled for bail?***
2. ***What order?***

(8) On the basis of the materials on record, above points are answered as under:

1. *With respect petitioner No-1 4 & 5 is answered in the **affirmative** and **Negative** with respect to petitioner No-2 ,3 & 6.*
2. ***As per final order for the following:***

### **REASONS**

(9) **POINT NO.1:-** On perusal of the copy of the FIR and complaint, the offences alleged are U/s 189(2),191(2),191(3),115(2), 118(1),109, 352,351(2) r/w 190 of BNS-2023. Though some of them are non-bailable in nature, they are not punishable with “death or imprisonment for life”.

(10) On perusal of the FIR and complaint it clearly shows that the alleged incident has taken place on 16.02.2026

at 5.30 a.m and the complaint has been registered on 17.02.2026 at 06.30 p.m. In the complaint it is stated that after taking treatment the complaint has been lodged. Moreover already the present petitioner No-2 has lodged complaint before Lokapur P.S in Crime No.20/2026 for the offences punishable U/s 189(2),191(2),191(3),329(3), 118(1),109,352,351(2),190 of BNS-2023 against the complainant of this case and his family members on 16.02.2026 at 08.30 p.m. It appears that the present complaint is filed as counter blast to the complaint filed by present petitioner No-2 in Lokapur P.S Crime No-20/2026.

**(11)** The counsel for the petitioners has filed memo along with colour photos and Complaint and FIR in Lokapur P.S Crime No.82/2023. On perusal of the said documents it shows that some persons have been injured. It also reveals that there was earlier complaint filed by the present petitioner No-1 against the present complainant and family members. It appears that there is a open clash between the two parties and members of both the parties have suffered injuries.

**(12)** On perusal of the objections filed and the report of the investigating officer it shows that, the investigating officer

even after visiting the spot of the offence, it has not possible him to conduct spot panchanama, record statements of the witnesses, because of the reason that the complainant and injured are under treatment. Even there is no any medical record showing that the victims in this case have suffered any greivous injuries or life threatening injuries.

**(13)** At this stage prima facie appears that there was incident occurred on 16.02.2026 at 5.30 a.m due to which both the parties suffered injuries. Moreover, on perusal of the age of the petitioner No-1 is aged 65 years, petitioner No-5 is aged 61 years and they are senior citizens. Petitioner No-4 is lady. Thus there is no possibility of them fleeing away from justice or repeating the offence. Hence they are entitled for bail.

**(14)** Coming to the case of other accused persons, they are young and the overt-acts alleged against them are serious in nature. As per the report of the investigating officer the investigation is not yet commenced in this case as the injured victims are still under treatment. Looking to the overt-acts alleged against them and their age, the possibility them fleeing away from justice and indulging in similar offences as alleged by the prosecution cannot be ruled out. If this apprehension

comes true, it will create hindrance in investigation and it may adversely affect the investigation and trial. Therefore, this court is of the considered opinion that, the petitioner No-2,3 & 6 are not entitled for the discretionary relief of anticipatory bail. Accordingly Point No-1 in respect of petitioner No-1 4 & 5 is answered in the **affirmative** and Negative with respect to petitioner No-2 ,3 & 6.

**(15) POINT No.2:-** In view of finding on point No.1, the court proceeds to pass the following:

**ORDER**

The petition filed by the petitioners/Accused No-1, 4 and 5 U/s 482 of BNSS-2023 seeking anticipatory bail is **allowed**.

The petition filed by the petitioners/accused No-2, 3 & 6 is hereby **rejected**.

*In the result, the petitioners/**Accused No-1, 4 & 5** are directed to be released on bail in the event of their arrest in Lokapur PS Crime. No.21/2026 for the offences punishable U/s 189(2),191(2),191(3),115(2), 118(1),109, 352,351(2) r/w 190 of BNS-2023, on executing personal bond for a sum of Rs.1,00,000/-each with one surety for*

*the like sum, to the satisfaction of concerned investigating officer subject to the following conditions:*

- 1 The petitioners/accused No- 1, 4 & 5 shall surrender before the investigating officer within 15 days from today.*
- 2. The petitioners/accused No- 1, 4 & 5 shall not tamper with the prosecution witnesses.*
- 3. The petitioners/accused No- 1, 4 & 5 shall not commit any offence in future.*
- 4. The Petitioners/Accused No- 1 & 5 shall mark their attendance before the IO on every Sunday between 10:00AM to 5:00PM till filing of charge sheet or 60 days whichever is earlier.*

(Dictated to the Stenographer directly on computer and typed by him and corrected, signed and then pronounced by me in the Open Court on this 13<sup>th</sup> day of March-2026).

**Sd/-**  
**(GURURAJ G. SHIROL)**  
**III Addl. District & Sessions Judge,**  
**Bagalkote, sitting at Mudhol.**