



**IN THE COURT OF IX ADDL.DISTRICT AND
SESSIONS JUDGE, BENGALURU RURAL
DISTRICT, BENGALURU.**

:: PRESENT ::

Smt.SHILPA K.S, B.A.L, L.L.M,
IX Addl. District & Sessions Judge,
Bengaluru Rural District,
Bengaluru.

DATED THIS THE DAY OF 21st APRIL 2025

::S.C.NO.72/2020::

ACCUSED No.2:

CharanRao.B

S/o Late Baburao

Aged about 25 years

R/at: no.47,

8th Cross,5th Main,

Near Chowdeshwari Temple

J.C.Nagar,

Kurabarahalli,

Bengaluru-89.

[By: Sri.P.R., Advocate]

V/s

RESPONDENT:

State by : Madanayakanahalli P.S.

[By:Public Prosecutor]

ORDERS ON REGULAR BAIL APPLICATION
FILED BY THE ACCUSED No.2 U/S 439 OF
Cr.P.C.

The accused No.2 has filed this petition under Section 439 of Cr.P.C by seeking regular bail orders relating to Cr.No.382/2019 in his favour in the interest of justice and equity.

2. The learned P.P have filed objections stating that the accused have committed grievous offence and he is required for further trial and requested the court to reject the petition, in the interest of justice and equity.

3. Heard both sides.

4. On the basis of above pleadings, the following points that arise for my consideration are:

1. Whether the accused No.2 has made out grounds to grant regular bail orders in his favour ?

2. What Order?

5. My answers to the above points are as follows:

Point No.1:- In the **Affirmative**

Point No.2:- As per my final order
below for the following:

∴ REASONS ∴

6. Point No.1:- The respondent police have registered Cr.No.382/2019 against the accused person for the alleged offence punishable under Section 307, 353, 332 R/W 34 of IPC. The said offences are not punishable with death or imprisonment for life and triable by sessions court. The accused No.2 is in J.C since from the date of arrest.

7. It is the case of the prosecution that on 07.08.2019 at about 06.15 p.m with common intention the accused have picked up quarrel with Cw.2 and 3 and caused assault to them and tried to kill him. Further the accused have abused Cw.2

and 3 who are public servants and restrained them for discharging their public duty as a public servant. Then the complaint was lodged. Then the accused No.2 was arrested and remanded to J.C. The investigation is completed and even chargesheet is filed and committed the case to this court.

8. The counsel for accused submitted that the accused No.2 is innocent and he is in judicial custody from the date of arrest. The accused have no bad antecedents and he will abide by any conditions for his release and prays to release him on bail.

9. After hearing both side it is true that no doubt the prosecution paper prima facie indicates the commission of the alleged offence. It is true that the investigation is completed and chargesheet is

also filed. The major investigation, seizure of articles and documents were done by the I.O. Further the prosecution has got examined 12 witnesses so far. Even the CW.2 and 3 were got discharged from the hospital after taking treatment. As the accused No.2 is in judicial custody from the date of arrest it is just and necessary to exercise discretionary power under section 439 of Cr.P.C by granting bail to this accused by imposing stringent conditions in order to meet the apprehension of learned P.P. Accordingly, I answered point No.1 in the '**AFFIRMATIVE**'.

10. Point No.2: For the reasons given to point No.1, I proceed to pass the following:

:: O R D E R ::

The bail petition filed by the Accused No.2 U/s 439 of Cr.P.C is allowed.

The Accused No.2 shall execute personal bond for a sum of Rs.1,00,000/- for like sum with two sureties with the following;

:: CONDITIONS ::

1. He shall appear before the court
On all hearing dates regularly.
2. He shall not threaten or tamper
the prosecution witnesses in any
manner.
3. He shall not indulge in any offence
in future.
4. He shall not leave the jurisdiction
of the court without prior
permission till disposal of the
case.

(Dictated to the stenographer directly on computer, typed by him, corrected by me and then pronounced in the open Court on this the **21st** April, **2025**).

(Smt.Shilpa K.S)

IX Addl. District and Sessions Judge,
Bengaluru Rural District, Bengaluru.