

KABR010026462026



**IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS
JUDGE, BENGALURU RURAL DISTRICT, BENGALURU.**

Dated this the 17th day of June, 2026.

PRESENT:

Smt. B.S. Rekha, B.A.(LAW), LL.M.,
Principal District & Sessions Judge,
Bengaluru Rural District,
Bengaluru.

Crl.Misc.No.1133/2026

- Petitioners:-
1. Nikhil, A.10
S/o Muniraju,
Aged about 18 years,
R/at: Shanthamma's House,
Near Yellamma Temple,
Konappa Agrahara,
Electronic City,
Bengaluru.
 2. Arun P., A.11
S/o Paramashivam,
Aged about 21 years,
R/at: No.41, S2, 2nd Cross,
Koodlu Gate, Service Road,
Chikkabeguru Gate,
Bengaluru.

Represented by
Sri S. Raghunatha Gowda-Advocate.

V/s.

Respondent : State of Karnataka by
Electronic City Police Station.

*Represented by
learned Public Prosecutor.*

O R D E R

The learned counsel for petitioners has filed this petition U/S.483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter called as BNSS, 2023 for convenience) praying for release of petitioners on regular bail in Crime No.129/2026 of Electronic City Police Station, Bengaluru Rural District for the offences punishable under Ss.109, 189(2), 352, 324(4), 329(3) R/W.S.190 of Bharatiya Nyaya Sanhita, 2023 (hereinafter called as BNS, 2023 for convenience) on the file of learned CJM, Bengaluru Rural District, Bengaluru.

2. The facts of complaint are narrated in detail in the bail petition. It is further stated in the bail petition that the petitioners are innocents of the alleged

offences and they have got valid and tenable defence. The alleged incident said to have occurred on 11.04.2026 between 10.45 p.m., and 11.00 p.m., but, the statement of complainant has been recorded on 12.04.2026 at 17:10 hours. There is delay in lodging the complaint. The petitioners were not present at the place on the alleged date of incident. The accused No.1 to 9 have been already granted bail. Hence, these petitioners are also entitled for bail on the ground of parity. The petitioners are in judicial custody from 30.05.2026. The petitioners are the earning members of their family and they are having aged parents. The petitioners are the permanent residents of address mentioned in the petition cause-title. The petitioners are having deep roots in the society. The alleged offences are not punishable with death or imprisonment for life. The petitioners are ready and willing to abide by the terms and conditions imposed by this court. The petitioners are ready and willing to offer surety to the

satisfaction of this court. Hence, prayed for allowing the petition.

3. The Learned Public Prosecutor has filed objections to the petition, wherein she has narrated the entire facts of the case in short and contended that the offences committed by the petitioners is heinous in nature. The wound certificate is yet to be received and that the investigation is in progress and hence prayed to reject the petition. Further stated that if petitioners are granted with regular bail, there is every chance of tampering with the witnesses, hampering the investigation and committing similar offences. Hence, prayed for rejection of bail petition.

4. Heard arguments.

5. From the above facts, the points that arise for consideration are:-

1. *Whether the petitioners are entitle for regular bail?*

2. *What order?*

6. Findings of this Court on the above points are as under:-

Point No.1: ***In Affirmative;***

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

REASONS

7. **Point No.1**:- The complainant Sachin B.S., S/o Suresh B.K. has lodged the complaint on 12.04.2026 at 5.10 p.m., which is registered in Crime No.129/2026 alleging the offences punishable under Ss.109, 189(2), 352, 324(4), 329(3) R/W. S.190 of BNS, 2023.

8.1. The statement cum complaint of the complainant was recorded by HC 11940 at Lakshmi Hospital wherein he was taking treatment as in-patient for the injuries sustained by him. He has stated that the complainant is residing along with his family members. He was working as Assistant Manager at Play

Station situated at Sarjapura. The villager of complainant, Nandan was residing along with his wife in a full-furnished house at No.102, Raagha House, Sapthagiri Layout, Doddathoguru. The complainant used to frequently visit the house of Nandan who was working as auto driver. Through Nandan, the complainant got acquainted with Vikas, Nirmal, Pankaj, Lakshmana @ Appu and Charan who were residents of Konappana Agrahara and were childhood friends of Nandan.

8.2. It is further alleged that about two months prior to the date of incident, as the wife of Nandan had gone to her hometown for delivery, the complainant started staying mostly in the house of Nandan. The friends of Nandan also used to visit the house of Nandan to party. Since the complainant was staying in Nandan's house, his friends assumed that the complainant was also residing in that house only. About 15-days prior to the date of incident, the

complainant borrowed loan of ₹.5,000/- from Vikas and after 2-3 days, Vikas started demanding the complainant for repayment of the amount and the complainant had requested for some time. On 05.04.2026, Nandan had vacated his rented house and left and that the complainant was in his house. From the past week, Vikas was repeatedly calling the complainant for repayment of amount, but, the complainant was not answering his calls. Enraged by the same, Vikas told the complainant that if he is not able to repay the amount, to give his mobile phone or else, he would not leave him. At that time, the complainant told him that he would repay the amount within 1-2 days or else, he would give his mobile phone to Nandan. Thereafter, as the complainant could not arrange the amount, he stopped answering the calls of Nandan and he was out of reach for Nandan.

8.3. That on 11.04.2026, at about 10.00 p.m., the owner of the house of Nandan called the complainant

and informed that some persons have broke open the door of the house of Nandan and have broken fridge, TV and household articles in the house in which Nandan was residing and also informed him that the incident happened on 10.04.2026 at 11.00 p.m., and sent him the CCTV footages with respect to the same. The complainant came to know that Vikas, Nirmal and Pankaj have committed the said act by coming in auto and bike along with the hockey stick. When the owner of the house told the complainant that he would lodge a complaint in this regard, the complainant told that they are his friends and not to lodge a complaint.

8.4. It is further alleged that on 11.04.2026 at about 10.00 p.m., the complainant along with his friends viz., Praveen, Abhi, Mani, Tarun and Pruthvi came in the auto of Mani, went near the house of Vikas at Konappana Agrahara to had talks in this regard. At that time, he found Vikas, Lakshmana @ Appu, Charan and Nirmal in that place. Upon seeing the complainant,

Vikas started quarrel by abusing him in filthy language and at that time, there was altercation between them, at that time, as the father of Vikas intervened and pacified the quarrel stating to settle the matter tomorrow, the complainant left the place along with his friends and went near Celebrity Layout Arch at Doddathoguru. At that time, one Krishna who was acquainted with the complainant and his friend-Mani met them and was talking with them. At about 10.45 to 11.00 p.m., Vikas, Nirmal, Pankaj, Lakshmana @ Appu, Arun and 2-3 friends of Pankaj came in auto and two-wheeler by holding clubs, rod and knife with an intention to commit the murder of complainant and at that time, Mani, Abhi, Tarun and Pruthvi escaped from the place and then they caught hold the complainant, Praveen and Krishna; Vikas told that they were the persons who had visited near his house and that he will not leave them. They started assaulting with rod, knife and clubs and attempted to commit their murder and

when the public gathered, they had broken the glass of the auto of Mani and left the spot. Krishna did not know the reason for their assault and even though he requested to leave him, they had assaulted him. Vikas, Nirmal, Rahul and Pankaj had assaulted the complainant on his head, left hand and other parts of his body with club, rod and knife and caused grievous injuries. Thereafter, the public took the complainant to Lakshmi hospital and is taking treatment. Hence, the complaint to take legal action against the accused persons.

9. The above facts alleged in the complaint *prima-facie* reveal the offences punishable U/Ss.109, 189(2), 352, 324(4), 329(3) R/W. S.190 of BNS, 2023. Amongst them, the offence under S.109 of BNS, 2023 is non-bailable in nature. The maximum punishment for offence U/S.109 of BNS, 2023 is imprisonment for life and fine and triable by the court of Sessions.

10. Based on this complaint, petitioners who are accused No.10 & 11 were arrested and produced before learned Chief Judicial Magistrate, Bengaluru Rural District, Bengaluru on 29.05.2026 and then, they were remanded to judicial custody and now, petitioners are in judicial custody.

11. On perusal of the records, it is seen that the offence under S.109 of BNS, 2023 is alleged against the accused persons. But, no wound certificate is produced by the learned PP to know about the nature of injuries sustained by the complainant. It is stated in the objections that the wound certificate is yet to be received.

12. The accused No.1 to 9 are already granted bail by this court. Hence, these petitioners who are arrayed as accused No.10 & 11 are also entitled for bail on the ground of parity.

13. Anyway, investigation is in progress. The petitioners are already arrested and after investigation they are remanded to judicial custody. Thus, their custodial interrogation is not required. Furthermore, the petitioners are ready to furnish surety and would abide by the terms and conditions that may be imposed by this Court for their release. Hence, the apprehension of learned Public Prosecutor that tampering and threatening prosecution witnesses, commission of similar offences and abscondence of petitioners could be safeguarded by imposing suitable conditions. Hence, this Court holds that petitioners are entitle for bail with some suitable conditions. Accordingly, the point No.1 is answered in the ***Affirmative***.

14. **Point No.2:-** In view of findings on point No.1, this Court proceeds to pass the following:-

ORDER

The bail petition filed under Section 483 of BNSS, 2023 is hereby ***allowed***.

The petitioners are released on bail in Electronic City Police Station, Bengaluru Rural District, in Crime No.129/2026 for the offences punishable U/Ss.109, 189(2), 352, 324(4), 329(3) R/W. S.190 of BNS, 2023 on they executing self-bond for a sum of ₹.1,00,000/- each with a surety for likesum to the satisfaction of learned Magistrate subject to following conditions:

1. Petitioners shall not threaten or tamper with the prosecution witnesses directly or indirectly.
2. They shall not commit similar offences.
3. They shall appear before Investigating Officer, as and when called for investigation during the reasonable hours of the day.
4. In the event charge-sheet is filed against the petitioners, the petitioners shall appear before the Court regularly without fail till completion of trial without exception.
5. The surety is directed to produce title deeds of the property before the jurisdictional Magistrate.

If any of these conditions are violated,
then, the bail bond will be automatically
cancelled.

(Dictated to the Stenographer, transcribed and typed by her,
corrected, print out taken, signed and pronounced by me in the open
Court on this the 17th day of June, 2026.)

(B.S. REKHA)

Prl. District & Sessions Judge,
Bengaluru Rural District,
Bengaluru.