

KABR010027492026



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

Present:

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

Dated this the 23<sup>rd</sup> day of June, 2026

**Criminal Misc.No.1184/2026**

**Petitioner:**

Kumar  
S/o Gullappa,  
Aged about 44 years,  
R/at Muthsandra Village,  
Anugondanahalli Hobli,  
Hosakote Taluk,  
Bengaluru Rural District.

(By Sri Jagadish K.-  
Advocate)

**-VERSUS-**

**Respondent:**

The State by Anugondanahalli  
Police.

(By the learned Public Prosecutor)

**ORDER**

The learned counsel for petitioner filed this petition U/S.482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter called as BNSS, 2023 for convenience) praying for anticipatory bail on behalf of petitioners in Crime No.64/2026 of Anugondanahalli Police Station alleging the offences punishable under Ss.115(2), 118(1), 351(2), 352 of Bharatiya Nyaya Sanhita, 2023 (hereinafter called as BNS, 2023 for convenience) on the file of Prl. Civil Judge and JMFC, Hosakote, Bengaluru Rural District.

2. The facts of complaint are reiterated in the bail petition. It is further stated in the bail petition that the petitioner is totally innocent of the charges leveled against him and there are no specific allegations against the petitioner. There is delay in lodging the complaint and the complainant has not given any proper reason as to why there was delay in lodging the

complaint. The petitioner has not committed any offence as alleged and he is no way involved in any criminal act. There are no specific allegations whatsoever. There are prima-facie facts to disprove all allegations made in the complaint. The petitioner is the permanent resident of the address mentioned in the cause-title. The petitioner is ready and willing to cooperate with the investigating officer/s. The petitioner is ready & willing to abide by the terms and conditions that may be imposed by this court. The petitioner is ready and willing to furnish surety to the satisfaction of this court. Hence, prayed for allowing the petition.

3. The Learned Public Prosecutor has filed objections to the petition and reiterated the facts of the case and contended that the grounds urged in the bail petition is not maintainable. If petitioner is granted with anticipatory bail, there is every chance of

tampering with the witnesses, hampering the investigation and committing similar offences. Hence, prayed for rejection of bail petition. IO report is annexed, along with objections.

4. Heard arguments.

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

1.    *Whether the petitioner is entitle for anticipatory 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:-

### **R E A S O N S**

7. **Point No.1**:- On 26.05.2026, at 08.30 a.m., complainant-Likith N. has lodged the complaint, which

is registered in Crime No.64/2026 alleging the offences punishable under Ss.115(2), 118(1), 352, 351(2) of BNS, 2023.

8. It is stated in the complaint that on 25.05.2026 at about 7 p.m., Mahesh-who is the friend of Nagaraj-the father of the complainant called him over phone and informed that Kumar (present petitioner) of Muthsandra village has assaulted him and Nagaraj and asked the complainant to immediately come near the house of the petitioner at Muthsandra. He also informed that the petitioner had assaulted Nagaraj on his face, ear and legs with stone and he had sustained severe injuries and had fallen down. Immediately, the complainant along with his uncle-Ashoka went near the place of incident and when they enquired Mahesh, he informed them that the petitioner abruptly attacked the father of the complainant and assaulted with stone on his mouth, face and ear and he sat on his chest and

started assaulting him. He also informed that the petitioner snatched the gold chain from the neck of the father of the complainant and strangled him. The petitioner also abused the father of the complainant in filthy language and told that he would not leave him. When Mahesh went to rescue the father of the complainant, the petitioner punched him also on his face and chest and pushed him. When the public gathered by hearing their cries, the petitioner escaped from the spot by assaulting on the ear of the father of the complainant with a stone. Immediately, the complainant with the help of his uncle shifted his father to K.B. Sanjeevini Hospital, Doddadunnasandra Cross for treatment. Hence, the complaint to take action against the petitioner.

9. Amongst the offences alleged, the offences under S.118(1) of BNS, 2023 is non-bailable in nature and all the offences are triable by learned Magistrate

and the maximum punishment for these offences is 3 years and fine. Thus, the petitioner is having apprehension of his arrest, which appears to be genuine.

10. Though it is stated in the complaint that the father of the complainant and one Mahesh were assaulted by the petitioner, the wound certificate or any medical documents is not produced to know about the nature of injuries sustained by them.

11. Further, the alleged offences are not exclusively punishable with death sentence or imprisonment for life.

12. However, the petitioner is ready to abide by the terms and conditions that may be imposed by this Court for his release. The apprehension of learned Public Prosecutor that tampering and threatening prosecution witnesses, commission of similar offences

and abscondence of petitioner could be safeguarded by imposing suitable conditions. Thus, this Court holds that petitioner is entitled for anticipatory bail. Accordingly, the **point No.1** is answered in the ***Affirmative***.

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

**O R D E R**

The bail petition filed under Section 482 of BNSS, 2023 is hereby ***allowed***.

Anticipatory bail is granted to the petitioner. The respondent-Police is hereby directed to release the petitioner on bail in the event of his arrest for the offences punishable Ss.115(2), 118(1), 351(2) & 352 of BNS, 2023 registered in Crime No.64/2026 of respondent police i.e., Anugondanahalli police Station, Bengaluru Rural District, subject to following conditions:-

1. The petitioner shall execute personal bond for a sum of ₹.50,000/- with a surety for like-sum to the satisfaction

of concerned Magistrate Court/  
arresting authority.

2. He shall not threaten or tamper with the prosecution witnesses directly or indirectly.
3. He shall not commit similar offences.
4. He shall appear before Investigating Officer, as and when called for investigation during the reasonable hours of the day.
5. He is hereby directed to appear before the concerned Magistrate within the period of 30 days from the date of this order to execute the personal bond and surety bond and also appear before the Investigating Officer.

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 23<sup>rd</sup> day of June, 2026)*

(B.S. REKHA)  
Prl. District & Sessions Judge,  
Bengaluru Rural District,  
Bengaluru.