

KACB010005462026



IN THE COURT OF III-ADDL. DISTRICT & SESSIONS JUDGE,
CHIKKABALLAPURA

Dated this the 9th day of April-2026

: PRESENT :

Smt. Sharadha B. B.Sc., LLB.,
C/c III-Addl. District & Sessions Judge,
Chikkaballapura.

Crl. Misc. No.145/2026

PETITIONERS:

Sri. Varadaraju,
S/o late Venkataswami,
Aged about 35 years,
R/at Hanumanthapura Village,
Manchenahalli Hobli,
Manchenahalli Taluk,
Chickballapura District.

(Rep. by Sri. H.R.V.,Advocate)

-V/S-

RESPONDENT:

State of Karnataka,
by Women Police Station

(Represented by Ld. Public Prosecutor)

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ORDER

The petitioner/accused No.1 has filed this petition under section Sec.482 of BNSS-2023 seeking for of anticipatory orders in Cr.No.118/2026 of women police station, Chikkaballapura registered for the offence punishable under section 3, 4 and 5 of Immoral Traffic(Prevention) Act.

2. It is the case of the petitioner that the FIR has been registered in Crime No.118/2025 of Women police station under section 3, 4 and 5 of Immoral Traffic(Prevention) Act, arraying him as accused No.1. As per the complaint avernments FIR has been registered on the basis of the report submitted by the PI of Women Police Station alleging that, in the first floor of Toko Bolo Bar and Restaurant in room No.5 illegal activities was going on and petitioner was working as manager of Toko Bolo Bar and Restaurant. The petitioner claims that there is no nexus between the incident and himself and no such alleged incident had taken place in the Toko Bolo Bar and Restaurant. False case has been registered against him. He is innocent and he was not indulged in any Immoral Trafficking as alleged against him. For the purpose of statistics, false case has been registered against him with an intentional of subjecting him for harassment. The petitioner is basically coolie and leading respectable life in the society. He has no criminal antecedents. He is ready to abide all the terms and conditions that may be

imposed by this court. He is permanently residing in the address given in the cause title of the petition and he is having movable and immovable properties. The alleged offences are not punishable with death or imprisonment for life. He is having wife and children, aged parents. They are depending upon him and he is having responsibility to take care of them. Hence, on all these grounds among other grounds prays for allowing the petition.

3. The learned Public Prosecutor filed objections to the petition with the report of the IO claiming that the petition filed by the petitioners is not maintainable and it is liable to be dismissed. The articles seized in this case prima-facie, refers to the unlawful activity taking place in the Toko Bolo Bar and Restaurant. The petitioner is manager of the said place of incident. During the spot mahazar cash of Rs. 9,350/- and two condoms were seized and submitted to the court through the PF No. 83/2025. The statement of the victim and witnesses has been recorded and other witnesses are yet to be examined and evidence is yet to be collected in the case on hand. The accused persons are financially strong and politically influential. If the petitioner is released on bail he may destroy the evidence. If the petitioner is enlarged on bail, he may remain absconding to protract the proceedings. The investigation is still pending and petitioner may remain absconding to hamper the investigation and trail. Hence, prays for dismissal of the petition.

4. Heard the arguments of both sides and perused the records.

5. After hearing the arguments and perusing the records the points that arise for my consideration are:-

1. Whether the petitioner/accused has made out grounds for granting to grant anticipatory bail in his favour in Cr.No.118/2025 of Women PS., Chikkaballapura?

2. What order?

6. On perusal of the records, my answer to above points is as under:-

Point No.1: In the Affirmative

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

REASONS

7. Point No.1:- The respondent police registered the complaint in crime No. 118/2025 of Women PS., Chikkaballapura, against the accused No.1 and 2 for the offence punishable under section 3, 4 and 5 of Immoral Traffic(Prevention) Act.

8. The records placed before the court shows that the FIR came to registered in crime No. 118/2025 of Women PS, Chikkaballapura on the basis of the report submitted by the PI of Chikkaballapura women police station. As per the case of the prosecution that the complainant police officer on receiving credible information about the Immoral Trafficking, he has been to the Toko Bolo Bar and Restaurant with his staff and panchas and rescued the victim from the room No.5, first floor of Toko Bolo Bar and Restaurant and conducted mahazar at the place of incident in the presence of panchas and seized the articles found at the place of incident and submitted the properties to the court through PF No. 83/2025.

9. As per the case of the prosecution, the petitioner is arrayed as accused No.1 alleging that he is the manager of Toko Bolo Bar and Restaurant. The petitioner claims that he is innocent and he has not committed any offence. The petitioner claims that he collected the Aadhar card of adult persons who occupied the room in the first floor of Toko Bolo Bar and Restaurant. Both of them are adults and he has no knowledge about their personal details and he is not aware of their relationship. He is working as manager in the establishment. Since the investigation is under progress, all materialistic cannot be expected at this stage. As per the records, the IO has issued notice to the accused persons named and addressed in the FIR to appear before him for interrogation. It is not the case

of the prosecution that, the accused No.1 is the owner of the lodge. As per investigation records accused No.1 is working as manager in Toko Bolo Bar and Restaurant. The petitioner claims that he has collected copy of Aadhar card of the adults who occupied to occupy the room in their restaurant and he pleads ignorance about their relationship. Even as per the investigation papers women found in the alleged place of incident are shown as victims along with another person.

10. At this stage, the contention taken up by the petitioner and ignorance pleaded by him about the particulars of two adults and their relationship cannot be disbelieved. The petitioner apprehends that he will be arrested by the respondent police, since he has been arrayed as accused No.1 in the FIR. His apprehension cannot be ruled out in the facts and circumstances of the case on hand. Since the petitioner is working as manager in the said restaurant, at this stage the apprehension of the prosecution may be met with by imposing conditions. Considering the facts and circumstances of the case on hand, I proceed to answer point No.1 in the **Affirmative .**

11. Point No.2:- For the above stated reasons I proceed to pass the following order:

ORDER

The petition filed under Sec.482 of BNSS-2023 by the petitioner in Cr. No.118/2025 of Women police is allowed subject to the following conditions:-

1. The petitioner shall appear before the court within 15 days and shall execute personal bond for a sum of Rs.2,00,000/- with 2 sureties for likesum.

2. The petitioner shall appear before the IO and cooperate for further investigation.

3. In case of arrest, IO shall release him on bail.

4. The petitioner shall not influence, tamper or terrorize the prosecution witnesses in any manner.

5. The petitioner shall not indulge in commission of any such offence in future.

6. The petitioner shall appear before the Investigating Officer whenever directed to do so for the purpose of the investigation.

7. Violation of any of these conditions
results in cancellation of bail.

*(Dictated to the Stenographer computerized by her , script corrected, signed
and then pronounced by me in the open Court on this day 9th day of April-2026)*

(Smt. Sharadha B)
C/c III Addl. District & Sessions Judge,
Chikkaballapura.