



**IN THE COURT OF THE PRINCIPAL DISTRICT AND  
SESSIONS JUDGE AT CHIKKAMAGALURU**

Dated this the 27<sup>th</sup> day of March, 2026

**:PRESENT:**

**Smt. Rajeshwari N. Hegde, B.Com., LL.M.**  
Prl. District & Sessions Judge,  
Chikkamagaluru.

**Crl. Misc. Petn. No.189/2026**

**Petitioner:** Manjanna,  
Aged 40 years,  
R/o. Nandipura Village,  
Gadihalli,  
Ajjampura Taluk,  
Chikkamagaluru.  
(Represented by Sri.DCLADC)

-Vs-

**Respondent:** State by CEN Police, Chikkamagalur

Reptd by Public Prosecutor, Chikkamagaluru.

**ORDER**

This petition is filed under Section 482 of BNSS praying to grant anticipatory bail to the petitioner in the event of his arrest in CC No.1687/2025 (Cr.No.86/2025) registered by respondent police for the offences punishable under sections 32 and 34 of Karnataka Excise Act, 1965.

2. Petitioner has contended that he is innocent and he has not committed any of the alleged offences and a false case is filed against him by making false allegation; that there are no reasonable grounds to believe that the

petitioner has committed the alleged offences. The petitioner hails from respectable family and he is permanent resident of the address shown in the cause title; that NBW has been issued against him and he apprehends arrest by the respondent police; that he is ready to abide by all the conditions to be imposed by the court, he is ready to offer surety for his due appearance before the court, that there is no chance of his abscond. Hence prayed for granting anticipatory bail to him.

3. The learned Public Prosecutor has filed objections by reiterating the facts of the complaint in brief and further denied all the averments of bail petition in toto. Further she has contended that the accused / petitioner is found to be in possession of liquor and was selling the same to the public unauthorizedly, hence the I.O. has seized the liquor under mahazar. She has further stated that prima facie case is made out against the petitioner and the alleged offence is economical offence punishable up to five years. At this stage, if the petitioner / accused is granted anticipatory bail, there is every chance of petitioner repeating the similar offences and also threatening the prosecution witnesses. Hence, prayed to reject the bail petition.

4. Heard both sides and perused the record.

5. Following point do arise for my consideration:

**“Whether the petitioner has made out grounds to grant anticipatory bail to him ?”**

6. My finding on the aforesaid point is in the affirmative for the following:-

**REASONS**

7. Brief facts of the prosecution case are that:

That on 17.07.2025 at about 5.35 pm at Nandipura village of Gadeehalli gram panchayath, Ajjampura Taluk, in a public place in front of the house of the accused, the accused was found in possession of 12 pouches of liquor, worth Rs.6,050/-, and found sell the same illegally without having permit or licence and thereafter,, the complainant conducted raid on the house of the accused alongwith his staff and panchas, seized the same by drawing seizure mahazar. Based on the report, case has been registered against the petitioner/ accused for the aforesaid offences.

8. On perusal of the records, it discloses that a case is registered against the petitioner / accused on the allegation that without obtaining any valid licence or permit from the competent authority, the accused was found in possession of the liquor, for the purpose of sale, illegally.

9. On going through the complaint averments and the nature of allegation, though the offences alleged are non-bailable, they are not punishable either with death or life imprisonment and the material objects of the case have been recovered by the investigating officer under panchanama. The name of petitioner finds place in the FIR and complaint and he is having apprehension of his arrest at the hands of respondent Police. Hence, he has approached this court for grant of anticipatory bail apprehending his arrest by the respondent Excise Police. The petitioner has undertaken to abide by all the conditions to be imposed by the court and ready to furnish surety for his due appearance before the court. Charge sheet has already been filed in the matter and as such the presence of the petitioner for custodial interrogation may not be required. The presence of the petitioner may be secured during trial as he being the permanent resident of Nandipura village, Ajjampura Taluk and that there are no criminal antecedents and thereby there is no chance of his abscondance. The apprehension of the prosecution can be resolved by imposing stringent conditions. Hence, this Court is of the opinion that the petitioner is entitled for anticipatory bail.

Observations made while disposing this petition cannot be taken into consideration while disposing the

case on merits. Accordingly, I answer the above point in the affirmative and proceed to pass the following:

**ORDER**

Petition filed by the petitioner under section 482 of BNSS is allowed.

Petitioner is ordered to be released on bail in the event of his arrest in CC.No.1687/2025 ( Crime No.86/2025) registered by the respondent police for the offences punishable under Sections 32 and 34 of Karnataka Excise Act, 1965, on his executing personal bond in a sum of Rs.1,00,000/- (Rupees one lakh only) along with a surety for the like sum to the satisfaction of concerned Police on the following conditions:

- (1) The petitioner shall appear before the jurisdiction Court within 15 days from the date of this order and get regular bail.
- (2) He shall not leave the jurisdiction of this court without prior permission till disposal of matter.
- (3) He shall not indulge in similar type of offence in the future.
- (4) He shall appear before the court on all the date of hearing without fail.
- (5) He shall not tamper with the prosecution witnesses.

If the petitioner violates any of the conditions, the prosecution is at liberty to seek cancellation of bail.

(Typed to my dictation by Stenographer Grade-III directly on the computer, corrected, signed and then pronounced by me in the open Court on this the 27<sup>th</sup> day of March, 2026)

sd

**(RAJESHWARI N. HEGDE)**  
Principal District & Sessions Judge,  
Chikkamagaluru.

\*mvp/-