



**IN THE COURT OF 1ST ADDITIONAL SESSIONS & SPECIAL
JUDGE AT CHIKKAMAGALURU**

**PRESENT : KIRAN KINI,
1st ADDL. SESSIONS & SPECIAL JUDGE,
CHIKKAMAGALURU.**

DATED THIS THE 12TH DAY OF JUNE, 2026

CRL. MISC. NO.316/2026

1. Smt.Rohini,
W/o Shivanna,
Aged about 54 years,
Coolie,
2. Smt.Kavya,
W/o Udayakumar,
Aged about 32 years,
Employee,

Both are residents of
Behind Government School,
Kempanahalli,
Chikkamagaluru.

.....**Petitioners.**

[Represented by Sri I.S.T., Advocate]

V/s

1. The State by Women Police, Chikkamagaluru.
2. Kum.Amrutha,
D/o Mohan,
Aged about 15 years,
R/at Puneeth Rajkumar road,
Behind Gayathri Kalyana Mantapa,
Kempanahalli,
Chikkamagaluru.

.....**Respondents**



[Both are represented by learned Special Public Prosecutor]

ORDER

1. It is a petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, for the grant of anticipatory bail to the petitioners.
2. It is the contention of the petitioners that the respondent has registered in Crime No.60/2026 for the offences punishable under Sections 352, 133, 118(1), 115(2), 109, 351(2) r/w section 3(5) of Bharatiya Nyaya Sanhita and section 3(1)(r) and 3(1)(s) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 2015 and they have not committed any offences as alleged and they are innocent persons and they are apprehending their arrest in connection with non bailable offences and they are law abiding citizens and they are permanent residents at the addresses shown and they are ready to furnish acceptable and adequate sureties and to be abide by any conditions that may be imposed and they have no criminal background and hence, have prayed for grant of anticipatory bail and hence, the petition.
3. The prosecution has filed the objections denying all the contentions of the petitioners and has contended that petitioners have committed the alleged offences and if they are granted with the relief claimed, they may commit similar offences and they may abscond, in which eventuality the trial



would get hampered and they may tamper with the prosecution witnesses and hamper the investigation and hence, has prayed for dismissal of the petition.

4. I have heard the arguments.
5. The following points arise for my consideration:-

1. Whether the petitioners are entitled for anticipatory bail as sought for?

2. What Order?

6. My findings on the above points are as follows, for the following :-

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

Point No. 2 : As per final order

REASONS

7. **Point No. 1 :**

a. It is not in dispute that the I.O. has registered a crime in Crime No.60/2026 for the offences punishable under sections 352, 133, 118(1), 115(2), 109 and 351(2) r/w section 3(5) of Bharatiya Nyaya Sanhita and section 3(1)(r) and 3(1)(s) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 2015.

b. The alleged offences are not punishable with



death. The Investigating Officer has not sought for custodial interrogation of the petitioners. Keeping the petitioners behind the bars would amount to violation of their personal liberty and sentencing before conviction. The offences are non bailable and the petitioners apprehend their arrest, which are sine-qua-non of grant of anticipatory bail. Further, the learned counsel for the petitioners has stated that the victim has been discharged from the hospital and hence, there is no question of aggravation of the offences. Further, on perusal of the first information statement, it gets clear that the victim sustained only abrasions, which at any cost do not lead to the death. Further the petitioners are females, who are otherwise entitled for enlargement on bail.

c. The apprehension of the prosecution may be duly met with by imposing strict conditions.

d. Hence, I answer the above point accordingly.

8. Point No. 2 :

For the reasons discussed herein-above, I proceed to pass the following:-

ORDER

1. The petition filed by petitioners for grant of anticipatory bail in Crime No.60/2026 of Women



Police station, Chikkamagaluru for the offences punishable under sections 352, 133, 118(1), 115(2), 109 and 351(2) r/w section 3(5) of Bharatiya Nyaya Sanhita and section 3(1)(r) and 3(1)(s) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 2015 is hereby allowed, subject to the following:

CONDITIONS

- a. The petitioners shall appear before the I.O. within 15 days from this date and the I.O. shall release the petitioners on getting a bond for ₹5,00,000/- **each** and furnish two sureties for like sum, in the event of their arrest.
- b. The petitioners shall not tamper with the prosecution witnesses and shall not hamper the investigation in any manner and shall not have any nexus with the first informant or any witness in any manner.
- c. The petitioners shall not commit any offence either similar or otherwise in future.
- d. The petitioners shall furnish address proof to the I.O.
- e. The petitioners shall appear before the Trial Court without single default.
- f. The petitioners shall appear before the IO as



and when directed by the IO and shall assist the IO in due completion of the investigation if any in the manner required by the IO.

- g. The petitioners shall not leave India without permission of the Trial Court.
- h. In the event of petitioners not complying any of the conditions above, the prosecution is at liberty to seek for cancellation of the bail.

2. The petition is accordingly disposed off.

(Dictated to Stenographer Grade-III, directly on the computer, typed by her, corrected and pronounced by me in open Court on this 12th day of June, 2026).

(KIRAN KINI)
1st ADDL. SESSIONS & SPECIAL JUDGE,
CHIKKAMAGALURU.