



**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.315/2026

Jayarama @ Jayaramegowda,
S/o Puttegowda,
Aged about 56 years,
R/o Hosasiddarahalli village,
Yammedoddi post,
Kadur Taluk,
Chikkamagaluru District.

.....**Petitioner**

[Represented by Sri CN, Advocate]

V/s

1. The State by Sakharayapatna Police
2. Smt.Palaniyamma,
W/o Raja @ Rajappa,
Aged about 60 years,
Household work,
R/o Hosasiddarahalli village,
Yammedoddi post,
Kadur Taluk,
Chikkamagaluru District.

.....**Respondents**

**[Both are represented by Ld. Special Public
Prosecutor, Chikkamagaluru]**

**ORDER**

1. It is a petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, for the grant of anticipatory bail to the petitioner.
2. It is the contention of the petitioner that the respondent has registered in Crime No.59/2026 for the offences punishable under sections 352 and 79 of BNS and sections 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 2015 and he has not committed any offence as alleged and he is an innocent person and he is apprehending his arrest in connection with non bailable offence and he is law abiding citizen and he is permanent resident at the address shown and he is ready to furnish acceptable and adequate surety and to abide by any conditions that may be imposed and he has no criminal background and he is the only bread earner of his family and hence, has prayed for grant of anticipatory bail and hence, the petition.
3. The prosecution has filed the objections denying all the contentions of the petitioner and has contended that petitioner has committed the alleged offence and the petitioner has committed the offences with reference to the caste based allegations and if the petitioner is granted with the relief claimed, he may commit similar offence and he may abscond, in which eventuality, the trial would get hampered and the



petitioner may tamper with the prosecution witnesses 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 petitioner is 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 **Negative**

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.59/2026 for the offences punishable under sections 352 and 79 of BNS and sections 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 2015.

- b.** On perusal of the first information, it gets clear that the victim has alleged the following:-



"ಹೊಸಸಿದ್ಧರಹಳ್ಳಿಮಾದಿಗ ಜನಾಂಗಕ್ಕೆ ಸೇರಿದ ನನ್ನನ್ನು ಹೇ
ಮಾದಿಗ ಸೂಳೆ ಮುಂಡೆ"

On perusal of the said allegations, it gets clear that the petitioner has been alleged to have committed the alleged offences amounting to caste based atrocities under the SC & ST(POA) Act.

c. When accused is alleged to have committed the caste based atrocities under the Act, the section 18 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 prohibits granting of pre-arrest bail.

d. Hence, the petitioner is not entitled for anticipatory bail as sought for.

e. 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 petitioner is dismissed.
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