



**IN THE COURT OF THE IV ADDITIONAL DISTRICT AND
SESSIONS JUDGE TUMAKURU, SITTING AT MADHUGIRI**

DATED THIS THE 08TH DAY OF JUNE 2026

-: PRESENT:-

**SMT. SUMANGALA S BASAVANNOUR, B.COM., L.L.M.,
IV ADDL. DISTRICT AND SESSIONS JUDGE, TUMAKURU-MADHUGIRI**

Crl.Misc.No.5193/2026

Petitioner/ : 1. Sumantha,
S/o Shivalingappa,
Aged about 25 years,
R/o Donnegollarahatti Village,
I.D.Halli Hobli,
Madhugiri Taluk.

2. Vinay Kumar,
S/o Siddegowda,
R/of Doddi Village,
Bidadadi Hobli,
Ramanagara Taluk.

[By -R.G- Advocate]

V/S

Respondent : The State by Badavanahalli Police Station.

[By Pubic Prosecutor]

**ORDER ON BAIL PETITION FILED BY THE PETITIONERS/
ACCUSED No.1 AND 2 UNDER SECTION 483 OF**

**BHARATHIYA NAGARIK SURAKSHA SANHITA, 2023**

The present petition filed by the petitioners under section 483 of Bharathiya Nagarik Suraksha Sanhita, 2023, seeking regular bail in crime No.52/2026 registered by the respondent Badavanahalli Police Station for the offenses punishable under Section 192(A), 177 of IMV Act, under section 11(1), 11(E), 11(D) and 11(i), 38 of Prevention of Cruelty to Animals Act, under Section 5 and 12 of Karnataka Prevention of Cow Slaughter and Cattle Act, under Section 96, 97, 98 of Transportation of Animals Act under Section 125(e) of the Central Motor Vehicle Rules 2015 and under Section 325, 111 R/w 3(5) of Bharathiya Nyaya Sanhita, 2023. The crime registered against the petitioner on the basis of the first information given by first informant Gangaraju as per first information dated 17.05.2026.

2. As per FIR and first information the allegations against the petitioners is that, on 17.05.2026 at night from Huliyaru Bukkapattana market transporting 6 cattle/ livestock in a vehicle bearing KA-06-AC-3183 Ashok Leyland to Nelamangala slaughter house via Sira road and near Badavanahalli-Kymara road found suspiciously and on that



stopped the vehicle and enquire found violently transporting and when they tried to stop on them, they have boarding the vehicle on him and stopped the vehicle and called 112 of Karnataka Police Landline and handed over them to the respondent police and lodged the complaint under the Cow slaughter Act, transportation Act and Cruelty Act, BNS Act and Motor Vehicle Act. The above said persons were transporting the cattle to slaughter house for slaughtering purpose. On the basis of first information crime registered against the petitioners by the respondent police and proceeded with investigation.

3. The petitioners filed present petition before the Court seeking regular bail. The contention of the petitioners is that, they are innocent of the offences alleged and they have been falsely implicated in to crime and they have not committed the offences alleged. They are local persons and owning movable and immovable properties and ready to offer sureties and to abide by the conditions of bail. There is no chances of fleeing away from justice. They undertakes to abide by the conditions imposed by the Court and will not flee away from the jurisdiction of this Court. With above grounds he prays to grant bail.



4. The Learned Public Prosecutor opposed bail petition by filing statement of objections. It is contended by the public prosecutor that the petitioners are not entitled to bail because they have committed serious offence punishable under section 111, Under Section 5 of Karnataka Prevention of Cow Slaughter and Cattle Prevention Act 2020 which is heinous offence and non-bailable in nature. The petitioners if released on bail they may abscond. The petitioner may commit similar offence. The Investigating Officer has to collect proof. The petitioners are influential persons in the society if they are released on bail they may tamper the prosecution witness. Hence at this stage the petitioners are not entitled to bail. With above grounds pray to reject the bail petition.

5. I have heard the parties and perused the materials on record. The points that arise for my consideration is:-

1] Whether petitioner/accused No.1 and 2 has made grounds to grant regular bail under section 483 of *Bharathiya Nagarik Suraksha Sanhita, 2023*, in crime No.52/2026 registered by the respondent Badavanahalli Police Station for the offenses punishable under Section 192(A), 177 of IMV Act, under section 11(1), 11(E), 11(D) and 11(i), 38 of Prevention of Cruelty to Animals Act, under Section 5 and 12



of Karnataka Prevention of Cow Slaughter and Cattle Act, under Section 96, 97, 98 of Transportation of Animals Act under Section 125(e) of the Central Motor Vehicle Rules 2015 and under Section 325, 111 R/w 3(5) of Bharathiya Nyaya Sanhita, 2023, ?

2] What order, ?

6. My answer to the above said point which as under.

1. Point No.1 : In the Affirmative;
2. Point No.2 : As per final order for the following:-

-.REASONS:-

7. **POINT NO.1:-** In the case on hand, it is allegations against the petitioner and other accused that, on 17.05.2026 at night from Huliyaaru Bukkapattana market transporting 6 cattle/ livestock in a vehicle bearing KA-06-AC-3183 Ashok Leyland to Nelamangala slaughter house via Sira road and near Badavanahalli-Kymara road found suspiciously and on that stopped the vehicle and enquire found violently transporting and when they tried to stop on them, they have boarding the vehicle on him and stopped the vehicle and called 112 of Karnataka Police Landline and



handed over them to the respondent police and lodged the complaint under the Cow slaughter Act, transportation Act and Cruelty Act, BNS Act and Motor Vehicle Act.

8. In the case on hand, the Investigating Officer has filed application for withdrawal of the offence punishable under Section 111 of BNS. Since during the investigation offence punishable under Section 111 of BNS is not made out.

9. Further there is specific allegations against the petitioners. The petitioners are in judicial custody from 17.05.2026. Hence custodial interrogation of the petitioners is not necessary. Therefore the case against the petitioners can be proved after trial.

10. There is no criminal antecedents against the present petitioners. The petitioners are permanent of resident of Madhugiri Taluk and Ramanagara Taluk. If the petitioners are enlarged on bail with stringent conditions they would not flee away from the clutches of law and interest of justice would be served.

11. Further the offences alleged against the petitioners are not punishable with death or imprisonment for life. Hence



Hence it is not a fit case to reject the petition filed by the petitioners. Considering all these aspects, I feel the petitioners are entitled to regular bail and this petition is deserves to allow. Accordingly, I answer point No.1 in the Affirmative.

12. **POINT NO.2:-** In view of my finding on point No.1, I proceed to pass the following:-

:-ORDER:-

The bail petition in Crl.Misc.No.5193/2026 filed by the petitioners/accused No.1 and 2 under section 483 of *Bharathiya Nagarik Suraksha Sanhita, 2023* is herewith allowed. The petitioners/accused No.1 and 2 is granted regular bail in crime No.52/2026 registered by the respondent Badavanahalli Police Station for the offenses punishable under Section 192(A), 177 of IMV Act, under section 11(1), 11(E), 11(D) and 11(i), 38 of Prevention of Cruelty to Animals Act, under Section 5 and 12 of Karnataka Prevention of Cow Slaughter and Cattle Act, under Section 96, 97, 98 of Transportation of Animals Act under Section 125(e) of the Central Motor Vehicle Rules



2015 and under Section 325, 111 R/w 3(5) of Bharathiya Nyaya Sanhita, 2023, on the following conditions.

1. The petitioners/accused No.1 and 2 shall execute personal bond for sum of Rs.2,00,000/- each with two solvent sureties for like sum.
2. The petitioners/accused No.1 and 2 shall make themselves availability for interrogation by the Investigating Officer as and when required.
3. The petitioners/accused No.1 and 2 shall not leave jurisdiction of this Court without prior permission.
4. The petitioners/accused No.1 and 2 and their sureties shall furnish permanent and present address proofs, both residential and official if any.
5. The petitioners/accused No.1 and 2 and their sureties to intimate the concerned court as well as the concerned police regarding any changes in address with proof, in the form of an affidavit.
6. The petitioners/accused No.1 and 2 shall not indulge in any similar criminal activities.
7. The petitioners/accused No.1 and 2 shall not threaten prosecution witnesses and tamper prosecution witnesses and he shall



not repeat such offence.

8. The petitioners/accused No.1 and 2 shall appear before the IO on every third Sunday of every month for a period of 3 months or till filing final report, whichever is earlier.

9. If any of the above conditions are violated by the petitioners/accused No.1 and 2 the bail granted now shall stands canceled without further order from the court.

*(Dictated to the stenographer, same is corrected, signed and then pronounced by me in the open court, on this the **08th day of June, 2026**)*

sd/-

(SUMANGALA S BASAVANNOUR)
IV Additional District & Sessions Judge,
Tumakuru, Sitting at Madhugiri