

Accused No.1 is produced from J.C through V.C.

2. On perusal of the order sheet it appears that on 03.02.2026 the accused No.1 has been enlarged on bail. Since 12.10.2025 the accused No.1 is in JC and through VC the accused No.1 has requested relaxation in bail condition and submits that there is no person to offer surety on his behalf.

3. Now the learned counsel for accused No.1, has come up with the application under Section 480 of BNSS seeking relaxation in bail condition issued on 03.02.2026.

4. On the other hand, learned APP files objection by stating that the accused No.1 has already been failed to obey the condition imposed by this court. Hence he is not eligible to seek relaxation in bail condition issued on 03.02.2026.

5. Learned counsel for accused has brought to the notice of this Court the order dated:31.01.2023 passed by Hon'ble Apex Court in SMWP(Criminal) No.4/2021 wherein directions have been issued with respect to the under trail prisoners who are not able to furnish surety even though bail is granted to them.

6. L/c further emphasizing on direction issued by the Hon'ble Apex Court, thereby submits that the accused may be granted with temporary bail as he will arrange surety after he release from the judicial custody.

7. On careful reading of the order passed by the Hon'ble Apex Court in the case referred supra, directions have been issued to the effect if the under trail prisoners are not released within 7 days from the date of bail order, then the Court may consider either suo-moto for modification of bail conditions or release the accused granting temporary bail for a specified period to enable the accused for furnishing surety. Considering the fact that the accused is in judicial custody from

12.10.2025 i.e., more than 4 months, this Court considers granting temporary bail to the accused subject to them furnishing the surety after their release. Hence, the following;

ORDER

Accused is granted with temporary bail till 25.03.2026 subject to production of copy of his Aadhaar Card and on depositing Rs.3,000/- as cash security.

If the accused fails to furnish surety as per the bail order dated:03.02.2026, this temporary bail shall automatically stands cancelled.

For furnishing copies and to deposit cash security by:10.03.2026. Issue intimation to jail authority to the release the accused No.1.

Reissue summons to accused.2. Call on 10.04.2026

Sd/-
C/c Prl. Civil Judge and JMFC.,
Mudigere