

KACN300001952026



Presented on : 30-05-2026
Registered on : 30-05-2026
Decided on : 05-06-2026
Duration : 05 Days

**IN THE COURT OF ADDITIONAL DISTRICT AND SESSIONS
JUDGE, CHAMARAJANAGARA [SITTING AT KOLLEGALA].**

DATED THIS THE 5th DAY OF JUNE, 2026

Present

Sri. T.C. SRIKANTH, B.Com, LL.B.,
Addl. District & Sessions Judge,
Chamarajanagara [Sitting at Kollegala].

Crl. Misc. No.5074/2026

Petitioner:

Madeva
S/o Chikkathibbegowda
Aged 45 years,
R/at Arbagere-75 village,
Cowdalli Post, Ramapura Hobli,
Hanuru Taluk,
Chamarajanagar District.

[By Sri.P.Hemanth Kumar, Advocate]

V/s

Respondent :

State by Cowdalli Wild Life Officer,
Cowdalli Wild Life Range,
Cauvery Wild Life Division,
Chamarajanagar District.

[Rep. by Public Prosecutor]

ORDER

This is an application filed by the petitioner U/s. 483 of Bharatiya Nagarika Suraksha Sanhitha, 2023 ('BNSS' for short) praying for bail in Crime No.1/2026-27 of the respondent police station, for offence punishable under Sections 27, 29, 31, 32, 39 r/w Sections 51 and 55 of Wildlife (Protection) Act.

2. Facts of the case in a nutshell as per the FIR registered by the respondent officials are that, on 14.5.2026 at around 1.00 am, while the forest staff were on night patrolling duty at Devarakallu Gudi and Nuggattijala, they noticed some unknown persons were searching something with the help of torch-lights in the Bannikobe Halla forest area, under the Cauvery Wildlife Sanctuary. On seeing this, while the staff were moving towards Bannikoba forest area, they heard one round of gunshot in Chennabasavahalli forest area and immediately they rushed together to the said area. At the said location, they heard some persons cutting something using choppers and swords. When the staff went closer, the said persons started fleeing upon seeing the forest officials with uniform. The forest officials managed to caught hold two persons and the remaining four persons escaped from the spot. Later, when they enquired with the apprehended persons as to what they were doing at midnight in the wildlife area, they revealed that about 10-12 meters distance from there, one Cheluvaraju, son of

Siddabasavegowda had hunted a Sambar deer with the help of a country-made gun and they were skinning, cutting and converting into to meat. Subsequently, upon inspecting the said spot, a Sambar deer that had been skinned and converted into meat, along with an illegal country-made gun, were found. Further, the apprehended persons revealed that the said Cheluvaraju has hunted totally three spotted deers and one Sambar deer by firing four rounds of gunshot from the country-made gun. Hence, the complaint.

- 2[a]. The petitioner has contended that he is innocent of the offence alleged against him. He did not commit any offence as alleged against him. He undertakes to appear before the court on all the dates of hearing. The prosecution has lodged false complaint against him. There are no investigation materials against him to prove the offence as alleged against him.
3. The learned Public Prosecutor has resisted the bail petition by filing statement of objections and has prayed for dismissal of the petition.
4. I have heard the arguments and perused the materials available on record.
5. Now, the following points will arise for my consideration and determination:
 1. *Whether the petitioner has made out a prima-facie case for grant of bail as prayed for?*

2. *What Order?*

6. My findings on the above said points are as under:

Point No.1: In the Affirmative.

Point No.2: As per final order for following:

REASONS

7. **Point No.1:** The petitioner has furnished certified copies of FIR in W.L.O.R. No.01/2026-27, complaint etc., According to prosecution the petitioner has committed the offence punishable under Sections Sections 27, 29, 31, 32, 39 r/w Sections 51 and 55 of Wildlife (Protection) Act, 1972.

8. The alleged offences against the petitioners are not punishable with death or imprisonment for life. According to prosecution the forest officials arrested the petitioner and one more son and the others ran away from the spot. The forest officials have already recovered the Sambar deer meat and weapons/materials used for commission of the offence. The main allegation is against one Cheluvaraju, who has hunted the Sambar deer with the help of an illegal country-made gun. Hence, well-dressed trial is required. The petitioner is the permanent resident of the address mentioned in the cause title which is not in dispute. He can be secured for trial. Hence, pre-trial detention of the petitioner is not required. The apprehension of the prosecution that the petitioner would flee away from justice can be met with by imposing stringent conditions.

Accordingly, I am of the opinion that the petitioner is entitled for bail. Accordingly, above point No.1 is answered in the affirmative.

9. **Point No.2:** For the above said discussion, I proceed to pass the following:

ORDER

Application filed by the petitioner U/s. 483 BNSS is allowed.

1. The petitioner is enlarged on bail in W.L.O.C. No.01/2026-27 of the Respondent Police Station, on his executing the bond for Rs.50,000/-, with a surety like sum to the satisfaction of trial court.
2. The petitioner shall not tamper with the prosecution witnesses.
3. The petitioner shall not commit similar offences.
4. The petitioner shall appear before the court regularly without fail.

[Dictated to the Stenographer directly on the computer, typed by him, revised and corrected and then pronounced by me in the open Court on this the 5th day of June, 2026].

[T.C. Srikanth]

Addl. District & Sessions Judge,
Chamarajanagara, [Sitting at Kollegala].