

KADG010008142026



Presented on : 09-03-2026
Registered on : 09-03-2026
Decided on : 24-03-2026
Duration : 0 years, 0 months, 15 days

**IN THE COURT OF
I ADDL DISTRICT AND SESSIONS JUDGE
AT DAVANGERE.**

**PRESENT:-SRI.SHRIRAM NARAYAN HEGDE, B.A, LL.M.
ADDL.DISTRICT & SESSIONS JUDGE, FTSC-I,
DAVANAGERE.**

**C/c I ADDL. DISTRICT & SESSIONS COURT,
DAVANAGERE.**

DATED THIS THE 24th DAY OF MARCH, 2026

Crl.Misc.221/2026

PETITIONER/S :

Vijaykumar S.R. S/o late S.H.Ramesh, Aged
about 26 years, Student, R/o #283/1/2, Boodal
road, Kalasappanagalli, Davanagere.

(By Sri. A.C.R., Advocate)

-V/s-

RESPONDENT :

State by Gandhinagara Police,
Davanagere.

(By Public Prosecutor, Davanagere)

ORDER

1. The petitioner/accused has filed this petition U/s.482 of BNS 2023 seeking for an order of anticipatory bail.
2. On the basis of the complaint filed by Shri Darshan Kumar S/o Hanumanthappa, a case is registered at Gandhinagara police station in Crime No.28/2026 against the accused for the offences punishable U/S.115(2), 118(1), 324(4), 351(3), 351(2), 352 of BNS 2023.
3. The case of the prosecution in brief is that, on 23/02/2026 at about 5-30 p.m. this accused had taken Rs.1,000/- from the complainant through phone pay and gave Rs.1,000/- cash. The complainant had kept that amount in his mobile pouch. Then the accused took the mobile of the complainant and taken the cash of Rs.1,000/- kept in the pouch. When the complainant demanded him to pay that amount the accused asked him to come to RTO circle Davanagere. Hence the complainant went to that circle and met the accused behind one hotel. During that time this

accused was drinking beer. When the complainant insisted him to pay that amount he assaulted the complainant by his hands and legs and caused bleeding injuries. He gave life threat to the complainant. Some how the complainant escaped from that place and after taking treatment he went to police station and filed the complaint. Now investigation is going on.

4. Now this petitioner/accused is contending that, he is an innocent person and he has not committed any offence. False case is registered against him. He is the permanent resident of the address mentioned in the cause title. He has come from a respectable family. The alleged offences are not punishable with death or imprisonment for life. He is ready to co-operate for investigation. He is ready to abide by the conditions that may be imposed by this court. Hence prayed to allow the petition.

5. Prosecution contested this petition by filing detailed objection by reiterating the case of the complainant and further contended that, there is a prima facie case against this accused. If bail is granted, this accused may tamper the prosecution witnesses or he may hamper the investigation. He may abscond. Hence prayed to reject the petition.

6. Heard arguments and perused the records.

7. Now the point for determination is as follows:

1) Whether the petitioner/accused has made out sufficient grounds to grant an order of anticipatory bail by resorting to special powers vested in this Court U/S.482 of BNSS?

8. On the basis of the materials available on record, finding to the above point is in the Affirmative for the following:

REASONS

9. **Point No.1:-** I have gone through the entire materials available on record. Even though the alleged offences are non-bailable, they are not punishable with death or imprisonment for life. It is not in dispute that this petitioner is the permanent resident of the address mentioned in the cause title. There is no criminal antecedents. This petitioner is ready to abide by the conditions that may be imposed by this court. He will co-operate for investigation. Under such circumstances reasonable conditions will meet the objection of the prosecution. Hence aforesaid point is answered in the affirmative and proceed to pass the following :

ORDER

Bail petition filed by the petitioner/accused U/S.482 of BNSS is hereby allowed.

In the event of arrest of this petitioner in Crime No.28/2026 of the respondent police station for the offences punishable U/S.115(2), 118(1), 324(4), 351(3), 351(2), 352 of BNS 2023, he shall be enlarged on bail on his executing personal bond for a sum of Rs.30,000/- with one surety for like sum on the following conditions:

- 1) Petitioner/accused shall appear before the Investigating Officer within 10 days from the date of this order.
- 2) He shall co-operate for investigation.
- 3) He shall not tamper the prosecution witnesses.
- 4) He shall appear before the I.O. or the court as and when directed to do so.

(Dictated to the Stenographer, after transcription computerized by her, corrected, signed and then pronounced by me in the open court on the 24th March 2026)

(Shriram Narayan Hegde)
C/c I ADDL.DISTRICT & SESSIONS JUDGE,
DAVANAGERE.