

KADW010022332026



Presented on : 17-06-2026
Registered on : 17-06-2026
Decided on : 24-06-2026
Duration : 7 days

**IN THE COURT OF PRINCIPAL DISTRICT AND
SESSIONS JUDGE, DHARWAD.**

Present: Sri. N.V. Vijay, B.A. LL.B. (Hons.),
Prl. District and Sessions Judge,
Dharwad.

Dated this the 24th day of June, 2026

Criminal Miscellaneous No.310/2026

Petitioner: Manjunath S/o Tippanna Waddar,
Age: 30 years, Occ: Coolie,
R/o. Belvantar village, Tq: Kalaghatagi,
Dist: Dharwad.

(By Sri. V.G.Holeyannavar, Advocate)

Vs.

Respondent: The State of Karnataka,
By Kalaghatagi Police Station.

(Public Prosecutor, Dharwad)

ORDER

This is the petition filed under Section 483 of Bharathiya Nagarika Suraksha Sanhita, 2023 seeking regular bail to the petitioner/accused in Kalaghatagi Police Station Crime No.170/2026 registered for the offences

punishable under Sections 109(1), 352, 351 of Bharathiya Nyaya Sanhita (B.N.S.), 2023.

2. In the petition it is averred that the petitioner is innocent and not committed any offence as alleged against him. He is a poor person eking his livelihood on everyday work. The entire family of petitioner is depending upon his income. He is ready and willing to abide by the conditions imposed by this court and ready to furnish surety to the satisfaction of the Court. Hence, prayed to allow the petition.

3. On the contrary, the learned Public Prosecutor has filed objections by narrating the facts of the case and has contended that the complaint averments clearly disclose the fact that the petitioner has committed the offences. If the petitioner is enlarged on bail, there is possibility of destroying the evidence and threatening the prosecution witnesses. Hence prayed to reject the petition.

4. Heard the arguments of both sides.

5. The point that arises for my consideration is:

“Whether the petitioner is entitled to regular bail?”

6. My answer on the above point is in the affirmative, for the following:

REASONS

7. A complaint is lodged by one Smt.Tippavva W/o Tippanna Waddar on 26.05.2026 alleging that the accused by name Manjunath Tippanna Waddar is the son of informant and the injured Tippanna Waddar. Both the informant and her husband are residing separately. Such being the situation, on 25.05.2026 at about 10.30 p.m., her son Manjunath/accused came near their house by holding club in his hand, picked up quarrel with her husband, abused him in filthy language by stating that the bricks and M-sand which was purchased and stored by him was utilised by her husband for the purpose of construction of the house and demanded for payment. Thereafter with an intention to commit the murder of her husband, the accused/her son had assaulted her husband near left ear, due to which her husband had sustained grievous injuries. Subsequently, her husband was shifted to Kalaghatagi Government Hospital for treatment and on the advise of the doctor shifted to KIMS Hospital, Hubballi

for higher treatment. Hence the complaint.

8. On perusal of the complaint averments, it reveals that a quarrel had taken place between the injured and the accused pertaining to use of bricks and M-sand by the injured for the purpose of construction. It is relevant to note that accused is none other than the son of injured Tippanna and there seems to be a property dispute between them and due to the said reason they are residing separately.

9. It is also relevant to note that the prosecution has not produced any wound certificate of the injured which only implies that there is no imminent danger to the life of the injured by name Tippanna. The records would also reveals that the present petitioner is in judicial custody since 26.05.2026 i.e. nearly about 24 days.

10. In the said scenario, considering the fact that the alleged offences are not punishable either with death or imprisonment for life and since the petitioner is ready and willing to abide by the conditions to be imposed by this Court and ready to offer surety to the satisfaction of the

Court, I am of the opinion that the petitioner can be enlarged on regular bail, subject to conditions. Accordingly, the above said point is answered in the affirmative and pass the following:

ORDER

The petition filed by the petitioner under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 is hereby allowed.

The petitioner is ordered to be released on bail in respondent Police Station Crime No.170/2026 on his executing personal bond of Rs.50,000/- with one surety for likesum with following:

CONDITIONS

1. The petitioner shall not tamper with the prosecution witnesses in any manner.
2. The petitioner shall regularly appear before the Court on all the dates of hearing.
3. The petitioner shall not commit similar or other offences.
4. The petitioner shall not leave India without prior permission of the court.

(Dictated to the Stenographer Grade-I, transcribed and typed by her, corrected, signed and then pronounced by me in the open court on this the 24th day of June, 2026)

(N.V. Vijay)
Prl. District and Sessions Judge, Dharwad.