

ORDER ON THE BAIL APPLICATION OF ACCUSED No.2

The accused No.2 Rishik.M @ Lodde, who is in judicial custody in this case since 06.05.2025, has filed this application under Section 483 of BNSS, seeking regular bail, for the offences punishable under Sections 302 and 363 r/w Section 34 of IPC, contending that he is innocent; he has not committed the alleged offences; he is having permanent abode; earlier he was released on bail by the JJ Board; he is ready to offer surety and ready to abide by the conditions imposable by this Court.

2. The learned Public Prosecutor has filed detailed objection opposing the bail application.

3. Heard both sides and perused the records.

4. The sole point that arises for consideration is whether the accused No.2 is entitled for regular bail?

5. My finding to the above point is in the affirmative for the following:

REASONS

6. A perusal of record it discloses that earlier after filing the charge sheet the JJ Board has granted regular bail to the accused No.2 on 01.03.2024 and subsequently, after preliminary assessment, the JJ Board has transferred the case to this Court for trial. Subsequent to transfer of the case, the accused No.2 appeared before the Court and prays time to offer surety. But, later he remained absent and it was reported by the Police Constable of complainant police station

that the accused No.2 was in judicial custody in Cr.No.37/2025 and as such, NBW was issued against accused No.2 and on 06.05.2025 he was produced under warrant and remanded to judicial custody, as he had jumped the bail. Now the accused No.2 has come up with the present application seeking regular bail. The accused No.2 has not made out any grounds as to why he remained absent before the Court and thereby jumped the bail conditions. However, he undertakes to offers fresh surety. Hence, considering the fact that he is already enlarged on bail by the JJ Board and also considering the age of the accused No.2, one more opportunity can be provided to him.

Hence, the application filed by the accused No.2 under Section 483 of BNSS is allowed and he is ordered released on bail on the same conditions imposed by the JJ Board in the earlier bail order dated 13.02.2024.

If once again the accused No.2 violates the bail conditions, the prosecution is at liberty to move application for cancellation of bail.

PRL. DISTRICT & SESSIONS JUDGE, KOLAR.