



**IN THE COURT OF THE II ADDL. DISTRICT &
SESSIONS JUDGE AT KOLAR**

PRESENT

SRI. MAYANNA B.L., B.A., LL.B.,
II Additional District & Sessions Judge, Kolar.

DATED THIS THE 12th DAY OF JUNE 2026

Crl. Misc. No.471/2026

**PETITIONERS/
ACCUSED**

- 1. Muninarayanappa,**
S/o. Late Ramappa,
Aged about 63 years,
 - 2. Vedaraj S.V.,**
S/o. Late Venkatesh,
Aged about 20 years,
 - 3. Saraswathamma,**
W/o. Late Venkatesh,
Aged about 42 years,
 - 4. Anjinamma,**
W/o. Late Hanumanthappa,
Aged about 75 years,
 - 5. Munivenkatamma,**
W/o. Late Ramappa,
Aged about 80 years,
- All are R/at. Sugaturu village,
Sugaturu Hobli,
Kolar Taluk.

(Rep. by Sri. K.N.Ramesh, Advocate)

V/s.
RESPONDENT/ : State of Karnataka,
COMPLAINANT **Through Kolar Rural P.S.,**
Kolar.
(Rep. by Learned Public Prosecutor.)

ORDER

The petitioners have filed this petition under Section 482 of BNSS., seeking for anticipatory bail in the event of their arrest in Kolar Rural PS Crime No.216/2026, for the offences punishable under Sections 189(2), 191(2), 191(3), 118(2), 351(2) R/w. Section 190 of BNS.

2. Brief facts of the case are as follows:

On 30.05.2026 at about 1.20 p.m., Muninarayanappa and his son Pruthviraj, who are the relatives of the complainant, were forming the pathway through JCB in the land bearing Survey Nos.178 and 179, which belonged to the complainant and upon seeing the same, the complainant, his sister-in-law, son/Vishwas Nayaka, Upendra Nayaka, Monika have questioned the same, by the time, the accused persons have assaulted the

complainant with club and thereby his left hand was fractured and also assaulted the Narasamma, Vishwas Nayaka, Upendra Nayaka and caused injuries. When the complainant and others tried to run away from the spot, the petitioners have also assaulted them by pelting stones and bricks, snatched the nuptial chain of Narasamma and thrown it, sprinkled the chilli powder on them and also threatened with dire consequences. Hence, the complainant has filed the complaint.

3. The petitioners have come up with the bail petition on the grounds that, they are innocent and have not committed any offences as alleged in the complaint. However, they have been falsely implicated in this case. The accused No.4/Lankesh had filed complaint against the complainant and his family members in Cr.No.215/2026. The petitioners No.1, 4 and 5 are senior citizens and age old persons, the petitioner No.2 is student, studying in 2nd year B.Com., the petitioner No.3

is house wife and widow. The petitioners are agricultural and coolie by profession for their livelihood. They are the only earning members of their families. They have aged parents, who are dependent on them. They have no way concerned to the alleged incident. They are permanent residents of the address mentioned in the cause title of the petition and they are law abiding citizen. There is a civil dispute pending between the complainant and the petitioners. The persons, who have the old grudge against the petitioners, have instigated the complainant to file this false complaint. The alleged offences are not punishable with death or imprisonment for life. The petitioners are ready to furnish sureties and abide by the conditions and prays to allow the petition.

4. The learned Public Prosecutor has filed objections to the petition reiterating the complaint averments along with the IO report and contended that the petition is not maintainable either in law or on facts.

The offence U/s.118(2) of BNS is punishable upto 10 years of imprisonment and fine. There is prima-facie case made out against the petitioners. The petitioners are absconding. The IO has conducted mahazar and seized the material objects. The case is at the stage of investigation. The IO has to record the statements of other witnesses. At this stage, if the anticipatory bail is granted to the petitioners, they may tamper the evidence, threaten the witnesses, they may not make themselves available for investigation and indulge in commission of similar offences. Thus, prays to dismiss the petition.

5. Heard the learned counsel for the petitioners, the learned Public Prosecutor. Perused the material on record.

6. The points that arises for consideration of this court are: -

1. Whether the petitioners/accused are entitled for grant of anticipatory bail under Section 482 of BNSS?

2. What Order?

7. The answer to the above points is as under;

Point No.1 : In the **Affirmative**

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

REASONS

8. **POINT NO.1:-** This Court has carefully gone through the Case Diary submitted by the police. Having heard the arguments of both sides, this court has gone through the facts and circumstances of the case. The contents of the complaint depicts that, the matter involved in the alleged crime is with regard to unlawful assembly, rioting, abuse, assault and life threat. The petitioners have contended that, they are innocent of the alleged offences. The alleged offences are not punishable with death or imprisonment for life. The petitioners are ready and willing to abide by any conditions. The prosecution story reveals that, the petitioners had abused and assaulted the complainant with club and also assaulted sister-in-law and others and thereby

caused injuries. The petitioners have totally denied the commission of the offences. The accused No.4/Lankesh had filed complaint against the complainant and his family members in Cr.No.215/2026, in order to counter blast to the said complaint, the complainant has filed this false case against these petitioners. In this regard, they have produced the copy of the F.I.R. in Cr.No.215/2026. Further, whether the petitioners are involved in the crime, is the matter of trial. The apprehension of the prosecution can be met out by imposing suitable conditions. This Court has also considered the facts of the case keeping in mind the principles laid down by the **Hon'ble Apex Court** in the case of **Sushila Agarwal & Others v. State (NCT of Delhi) & Another reported in (2020) 5 SCC 1** and in view of the principles laid down in the above citations and at this stage, taking into consideration of total denial of the alleged incident, without touching the merits of the case and for the reasons stated in the petition, the

reasons of the bail petition to grant anticipatory bail are reliable for acceptance and this court is of the opinion that, it is fit and proper to grant anticipatory bail to the petitioners by imposing suitable conditions to ensure their co-operation for investigation and also to safeguard the apprehension of the prosecution in the interest of justice. Accordingly, point No.1 is answered in the **Affirmative.**

9. **POINT NO.2:-** In view of the above findings on point No.1, this court proceeds to pass the following:

ORDER

The bail petition filed by the petitioners/accused persons under Section 482 of BNSS., is allowed.

The respondent police are directed to release the petitioners in the event of their arrest in Kolar Rural PS Crime No.216/2026 by obtaining their personal bonds to the tune of Rs.50,000/- (Rupees fifty thousand) each, along with one

surety for the likesum, subject to the following conditions:

1. The petitioners/accused persons shall appear before the IO within 15 days from today and co-operate for the purpose of investigation and also directed to appear before the IO., as and when called for.
2. The petitioners/accused persons shall furnish attested copies of documents in support of proof of their identity and residential address.
3. The petitioners/accused persons shall not threaten the complainant and shall not tamper the prosecution witnesses, in any manner.
4. The petitioners/accused persons shall not indulge in any criminal activities.

If any of the bail conditions are violated, the prosecution is at liberty to move for cancellation of bail.

(Dictated to Stenographer Grade -I directly on computer, typed by her, revised, corrected by me and then pronounced in the open Court on this the **12th day of June 2026**)

(MAYANNA B.L.)
II Addl. District & Sessions Judge,
Kolar.