



**IN THE COURT OF III-ADDITIONAL DISTRICT AND
SESSIONS JUDGE AT KOLAR
(SITTING AT K.G.F.)**

Dated this 18th day of June-2026

:: PRESENT ::

SHRI. SHIVAKUMARA. B.

B.A., LL.B.,

III-Additional District & Sessions Judge,
Kolar, (Sitting at K.G.F.)

CRL. MISC. NO.473/2026

PETITIONER/S: **Giridhar, (A1)**
S/o. Late. Ramachandra,
Aged about 61 years,
R/at. No.12, 'D' Cross,
Swarna Nagar, Robertsonpet Post,
KGF-563122.
(Rep: by **Sri. R.J.B. Adv.**)

- V/s -

RESPONDENT: **The S.H.O.,**
Kyasamballi Police Station,
K.G.F. Taluk.
(Rep: by **Learned P.P.**)

**ORDER ON BAIL PETITION FILED UNDER SECTION.483
OF B.N.S.S.-2023**

This bail petition is filed by the petitioner/accused No.1 seeking regular bail under Section.483 of BNSS-2023 in Crime No.35/2026 of Kyasamballi Police Station, for the



offence punishable under Section.108 R/w Section.3(5) of Bharatiya Nyaya Sanhita-2023.

2. The brief facts of the case are that:

On 04.01.2026 at about 6.00 a.m., the husband of the complainant Anand Raj left the house and went on his day to day work. But, in the evening hours he did not return back home. Then, the complainant enquired with her relatives through phone, for which they told that he did not come there. Then, on 07.01.2025 at about 8.00 p.m., her younger brother Manjunatha informed her through phone that her husband Anand Raj came to Kannuru Village which is her native place. Then on 08.01.2026 at about 10.50 a.m., her younger brother Manjunath again made phone call to her stating that at about 6.00 a.m. on that day, when his younger brother Manjunath went near the land of one Shankarappa Naidu in Sy. No.12 of Kannuru Village to bring gross to the house, he found her husband Anand Raj committed suicide by hanging himself with car sheet belt to the iron pipe installed to the borewell pump house in the said land to the cement roof of the said room.

3. Further, immediately she went to the said spot and confirmed that her husband committed suicide by hanging himself on 07.01.2026 between 8.00 to 9.00 p.m. Then she



lodged the complaint before the concerned police to take necessary action and accordingly, the case was registered at Kyasamballi police station under UDR No.02/2026 under Section.194 of BNS-2023. Subsequently, when she was washing the cloths of her husband on the same day, she found one letter written by her husband in his shirt pocket. On going through the contents of the said letter wherein it was written that her husband Anand Raj being KSRTC labour, he was having friendship with accused No.1 Giridhar who is also the labour of the KSRTC, had cheated her husband Anand Raj; it was further written that the said accused No.1 by taking and obtaining blank cheques and other documents by obtaining his signatures on the said documents and cheated her husband by issuing the court notices, for which, he was afraid and got insulted for himself and accordingly, he committed suicide. In the said letter, the mobile number of accused No.1 is mentioned as 9535242971. Accordingly, her husband also put his signature in english by mentioning his address. He also got written in Kannada for committing suicide.

4. It is further stated that the accused No.1 had borrowed a sum of Rs.6,00,000/- in the name of deceased Anand Raj, but there is no nexus between the said transactions of Rs.6,00,000/- and his family. Accordingly, the said facts are



narrated in the death note said to be written by the deceased Anand Raj by his own handwriting. It is also stated that on account of phone calls made by the accused No.1 Giridhar and Shankar Finance to the mobile of her husband, he committed suicide. Accordingly, she had lodged the complaint, on which basis, the criminal case was registered in Crime No.35/2026 of Kyasamballi Police Station, for the offence punishable under Section.108 R/w Section.3(5) of Bharatiya Nyaya Sanhita-2023.

5. The grounds urged by the petitioner are as follows:

The petitioner is innocent of the alleged offence and he is permanent resident of the address as mentioned in the cause title of bail petition. The petitioner is having deep roots in the society. After registered the case, the police have not caused any credible information about the cause of suicide. The case has been lodged after lapse of 5 days. The petitioner is Retired KSRTC Employee, worked as co-worker of the deceased. The deceased was taking loans and credits from various persons and he is highly drunkard parson. The police have not recovered anything from the petitioner at the time of arrest and after the investigation. As per the remand application, there is no further investigating is required and there is on any specific overt-act attributed against the



petitioner. The petitioner is suffering from ill-health. He is having family who are depending upon his income. Out of his retirement pension, he has to take care of his entire family. If, he is not released on bail, he and his family members will be put to great loss and injury. There is no any criminal antecedents against the petitioner except this case. The petitioner undertakes to appear before the court on all the dates of hearing without fail and will not tamper or hamper the prosecution witnesses in any manner. He will not flee away from justice. The petitioner is ready to abide by the conditions that may be imposed by this court and he is ready to furnish surety for his release on bail. Hence, this petition.

6. **Per-contra**, the Learned Public Prosecutor has filed objection to the said bail petition by reiterating the contents of complaint and FIR by contending that, the investigation of the case is still under progress and Investigating Officer has to be recorded statement of witnesses and some important material and documentary evidence also to be collected. It is further contended that, on going through FIR and other relevant documents which reveal that, the petitioner/accused No.1 has committed heinous offences which are punishable with imprisonment for a period of 10 years and also fine which are non-bailable in nature. Under



such circumstances, if, the petitioner is granted bail, there may be chances of threatening the prosecution witnesses, destroy the evidence, and may jump out of the bail and also chances of committing similar offences. Viewed from any angle, the bail petition filed by petitioner/accused is not tenable and same is liable to be rejected.

7. Heard arguments on both sides and perused the records.

8. The points that arise for my consideration are as follows:

POINTS

1. Whether, the bail petition filed by the petitioner/accused No.1 under Section.483 of BNSS-2023, deserves to be allowed?

2. What order?

9. My findings on the above said points are as follows:

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

Point no.2: As per the final order,
for the following

REASONS

10. **POINT NO.1**: Both Learned counsel for the petitioner as well as the Learned Public Prosecutor have reiterated the



averments of bail petition and also objection filed thereto in their arguments.

11. As per the version of Learned counsel for petitioner/accused, he is innocent of the alleged offences and not committed any offence as alleged against him and he has been falsely implicated in this case only to give harassment and to defame him in the locality. There is no prima-facie material to show that the petitioner has committed the alleged offence and therefore, the petitioner is apprehending of his arrest by the respondent police at any movement. On the other hand, as per the version of prosecution, the investigation is still under progress and statement of witnesses has to be recorded and other material and documentary evidence also to be collected by the I.O. The offence alleged against the petitioner/accused No.1 is punishable with imprisonment for a period of 10 years and also with fine which are non-bailable in nature; therefore, if the petitioner is released on bail, there may be chances of absconding, hampering or tampering the complainant as well as prosecution witnesses.

12. It is to be noted that after registering the criminal case and FIR, this accused No.1 was arrested by the concerned police on 30.05.2026 and produced before the learned



Magistrate and accordingly, he was taken to the judicial custody. Therefore, from the date of his arrest, the accused No.1 is in judicial custody and the same is extended by time to time. It is pertinent to note that as per the contents of complaint and FIR, earlier the UDR case was registered by the concerned police and later on, it came to know that the deceased Anand Raj committed suicide by hanging himself to the roof of the borewell pump house. The contents of FIR and complaint further reveal that on 04.01.2026 the deceased left the house and went on his work at about 6.00 a.m. and on 07.01.2026 at about 8.00 p.m., the younger brother of the complainant informed her that her husband went and stayed in her native village i.e., in her parents house; then on the next day i.e., on 08.01.2026 at about 10.50 a.m., when the younger brother of the complainant went near the said pump house to bring gross in the land belongs to one Shankarappa Naidu of Kannuru Village, at that time, he found the deceased Anand Raj committed suicide by hanging himself. It is further stated in the complaint and FIR that on 07.01.2026 in between 8.00 to 9.00 p.m., the deceased committed suicide while he was staying in the house of parents of the complainant. Therefore, the same has to be explained by the prosecution.

13. However, the investigation is still under progress and



charge sheet yet to be filed. The only apprehension of the prosecution is that if, the petitioners/accused No.1 is released on regular bail, there may be chances of absconding, threatening, hampering or tampering the prosecution witnesses and also chances of committing similar offences. Under such circumstances, considering the facts of the case, gravity of offences, material available on record and objection filed by the prosecution and also for the aforesaid reasons, I am of the opinion that if, the petitioner/accused No.1 is enlarged on regular bail by imposing stringent conditions, it would meet the ends of justice. Accordingly, I answered the above said Point No.1 is in the **Affirmative**.

14. **POINT NO.2**: In view of my findings on the above said Point No.1, I proceed to pass the following:

ORDER

Crl. Misc. No.473/2025 filed by the petitioner/accused No.1 under Section.483 of BNSS-2023 is **Allowed**.

The petitioner/accused No.1 is enlarged on bail in Crime No.35/2026 of Kyasamballi Police Station, for the offence punishable under Section.108 R/w Section.3(5) of Bharatiya Nyaya



Sanhita-2023 on executing his personal bond for a sum of Rs.1,00,000/- with one surety for the like-sum to the satisfaction of committal court, subject to the following;

CONDITIONS

1. Petitioner/accused No.1 shall attend the concerned police station in between 10.00 a.m. to 5.00 p.m. on 1st and 15th of every month and mark his attendance, till filing of the charge sheet.
2. Petitioner/accused No.1 shall not hamper or tamper with the prosecution witnesses or evidence in any manner.
3. Petitioner/accused No.1 shall co-operate with the investigating agency during the course of investigation as and when called upon by the I.O.
4. Petitioner/accused No.1 shall not commit or involve in similar offences in future.
5. Breach of any of the conditions shall entail the cancellation of bail.

*(Dictated to the Stenographer, transcribed by him, revised, corrected and then pronounced by me in the open Court on this **18th day of June-2025**)*

(SHIVAKUMARA. B)

III-Addl. District & Sessions Judge,
Kolar (Sitting at K.G.F.)