



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

Dated this the 09th day of January 2026.

PRESENT

Smt. Sayeedunnisa, M.A., LL.B.,
II Addl. District & Sessions Judge,
Mandya.

S.C. No.35/2024

Complainant : Kirugavalu Police Station.

(By learned Public Prosecutor, Mandya)

-Vs-

Accused no.1 : Sri Govindaraju G.C.,
S/o Chandrashekar,
Aged about 26 years,
R/at Gopanahalli Village,
Chikka Arasinakere Hobli,
Maddur Taluk, Mandya District.

(By Sri B.C. Sampathu, Advocate)

* * *

ORDERS ON BAIL APPLICATION U/S.483 OF BNSS

*The accused No.1 has filed this application
seeking regular bail in respect of this case registered*

against him for the offences punishable under Sections 148, 504, 324, 326, 307, 506 r/w Section 34 of IPC.

2. In the application the accused No.1 has stated that, the complainant police after completion of investigation has filed the charge-sheet against him and others, he has been released on regular bail in Crl.Misc. No.217/2023 on 20.03.2023. Further stated that, he mistaken the hearing date and could not appeared before this court on 21.07.2025, as such this court issued warrant against him. Later on 02.09.2025 he appeared before this court and filed application under Section 70(2) of Cr.P.C. for recall of NBW, but this court has rejected the said application. The absence of the accused on the hearing date was not intentional, but due to the above said bonafide reason. He is doing coolie work, having aged parents and they have suffering from age ailments and he is the only earning member of his family. He is innocent of the offences alleged and he has not at all committed the offences alleged against him. He is coming from respectable family owning both movable and immovable properties and he is law abiding citizen. He is ready to abide the conditions imposed by this court and furnish surety to the satisfaction of the court. Accordingly, has prayed for releasing her on bail.

3. *Prosecution has filed objection to this application on the ground that, the offences alleged against the accused is under Sections 148, 504, 324, 326, 307, 506 r/w Section 34 of IPC, which are non-bailable in nature. Earlier he was released on bail, but during the trial he has violated the conditions and not appeared before the Court. If he is released on bail, again he may jump the bail and may not appeared before the Court. Accordingly, has prayed for dismissal of the application.*

4. *Heard and perused the material placed on record.*

5. *The points that would arise for my consideration are:*

1. Whether the accused No.1 has made out grounds to grant of bail under Section 483 of BNSS ?

2. What Order ?

6. *My finding on the above points are as follows:*

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

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

REASONS

7. **Point No.1** : The records would show that, the offences alleged against the accused are under Sections 148, 504, 324, 326, 307, 506 r/w Section 34 of IPC. It is evident from the records that, earlier this accused was released on regular bail. In this case charges have been framed and the trial is under progress, during the trial this accused no.1 remained absent, thereby NBW was issued against him. On 02.09.2025 this accused appeared before the Court. Considering that, this accused was absent before the Court and the trial was delayed because of his absence, he was taken to Judicial Custody, since then he is in judicial custody. Now he has come before the court seeking regular bail.

8. In the bail application it has been averred that, due to mistake of hearing date, he could not appear before the Court. Now for his absence before the Court he has been enough punished as he is in judicial custody since four months. Now he has undertaken to abide the conditions imposed by this court. By considering that, at the crime stage itself he was on bail and subsequently during the trial also he was coming regularly. He has stated that, due to hearing date mistakenly he could not appear before the court, if this accused is granted bail by imposing stringent conditions to avoid further delay in the

trial, no prejudice will be caused to the prosecution and the apprehension of the prosecution definitely can be taken care of. Accordingly, I hold Point No.1 is answered in the **Affirmative.**

9. **Point No.2 :** In view of holding Point No.1 in affirmative, I proceed to pass the following:

ORDER

The bail application filed by the accused No.1 under Section 483 of BNSS is allowed subject to following conditions:

1. He shall execute fresh bond of ₹.50,000/- with one surety and shall **deposit cash security of ₹.10,000/-.**
2. He shall appear before the Court regularly on future dates of hearing.

If the accused No.1 remained absent even for a day on the hearing dates and if application is not filed for his exemption and he is not having any grounds to remained absent, the cash security deposited by the accused No.1 will be forfeited to the state. No separate order is required in this regard.

(Typed to my dictation by Stenographer-III directly on computer, corrected, signed and then pronounced by me in the Open Court, on this the 09th day of January, 2026)

(Sayeedunnisa)
II Addl. District & Sessions Judge,
Mandya.

