

KAMS010017682026



**IN THE COURT OF THE PRINCIPAL DISTRICT AND
SESSIONS JUDGE AT MYSURU**

Dated this the 12th day of March, 2026

PRESENT

Smt. Usharani, B.A.(Law), LL.B.,
Principal District & Sessions Judge,
Mysuru.

Crl. Misc./382/2026

Petitioner: A-2 Jyothi W/o. Madhu, aged about
36 years, R/at. JSS College,
behind Hullahalli, Nanjangud
Taluk, Mysuru District.

(By Sri Kiran Kumar M, Advocate)

Vs.

Respondent: State by Station House
Officer, Hullahalli Police
Station, Nanjangud Taluk.

**(Rep. by the learned Public Prosecutor,
Mysuru)**

ORDER

The bail petition has been filed by the petitioner/accused No.2 seeking anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ('BNSS' for short) in Crime No.223/2025 of respondent Police Station, registered for the offences punishable under Sections 352, 351(2), 115(2), 118(1), 132 R/w. Section 3(5) of Bharatiya Nyaya Sanhita, 2023 ('BNS' for short).

2. The brief facts of the case are that, on 08.12.2025 complainant i.e., driver of KSRTC was deputed to take bus bearing Reg. No.KA-42-F-1957 and he took the said bus at about 4.00 p.m. via Udbur-Durukembalu Villages to Hullahalli, where he got entry by TC of Hullahalli to the log sheet and returned, at that time accused No.1 and 2 along with another accused went in a motor cycle, wrongfully restrained him. When he questioned it, they abused him in filthy language and asked to wait till the lady/accused No.2 get into the bus. Thereafter they caused

obstruction to him in discharge of his official duty and threatened to kill him. Then assaulted on his right eyebrow with stone and also fisted on his body. Then torn his uniform and snatched his name plate. At that time, conductor Nagesh Rao and TC Ravish pacified the galata. Hence complaint was lodged, based on which, FIR has been registered against the accused persons in Crime No.223/2025 for the aforesaid offences.

3. The grounds urged by the petitioner for grant of bail are as follows:-

Petitioner is a law abiding citizen. She has not committed any offence. False case has been registered against her. She is from respectable family and permanent resident of Hullahalli, Nanjangud Taluk. Police are trying to arrest her. If she is arrested, she will be put to hardship. She is ready to abide by the conditions imposed by the Court and appear before the IO as directed. Hence, prayed to grant her anticipatory bail.

4. On service of notice and after furnishing copies of petition, the learned Prosecutor has filed objections stating that, there is prima-facie case against the petitioner and alleged offence is punishable with imprisonment and also fine. Investigation of the case is in progress and further conducting investigation for collection of evidence is necessary. If petitioner is enlarged on bail, she may cause obstruction to the investigation and also destroy the prosecution evidence or threaten or induce the witnesses. Petitioner was absconding and has applied for anticipatory bail and hence, she is not entitled for bail. Therefore, prayed to reject the bail petition.

5. Heard the arguments of the learned counsel for the petitioner and the learned Public Prosecutor for the respondent.

6. The points arise for my consideration are as follows:

- 1) *Whether the bail petition filed by the petitioner under Section 482 of Bharatiya*

Nagarik Suraksha Sanhita, 2023 deserves to be allowed?

2) *What order?*

7. My answers to the above points are as hereunder:

Point No.1: In the ***Affirmative***,
Point No.2: As per final order
for the following:

REASONS

8. **POINT No.1**: The learned advocate for the petitioner has argued that, petitioner has not committed any offence and it is the complainant and conductor of the bus, who are outsource employees have harassed the petitioner for 1½ months when she was going to her work place. Thereafter, they also took her phone number in the pretext of perusing Aadhar Card to issue ticket and thereafter tried to contact her through phone call. When her husband accused No.1 attended their phone calls and questioned it, they have lodged this false complaint.

9. Per contra, learned public prosecutor has argued that, there is prima-facie case against the petitioner and hence, she is not entitled for bail.

10. It is important to note here that, the learned advocate has also argued that with regard to alleged incident, this petitioner went to lodge complaint to the police, but the same was not received by the police. However, in this regard nothing is placed before the Court.

11. It is important to note here that from the available materials it appears that alleged offence is not punishable with death or imprisonment for life and it is triable by Court of Magistrate. Further, petitioner has no criminal antecedents. She is a lady having children and she and her husband are earning by doing a small jobs. Moreover, accused No.1 is already on bail. Petitioner is the permanent resident of Hullahalli, Nanjangud Taluk, Mysuru District. Hence, question of petitioner absconding does not arise. Moreover, he undertakes to cooperate and appear

before the Court regularly and furnish surety to the satisfaction of the Court. Hence, apprehension of Public Prosecutor can be safeguarded by imposing conditions on the petitioner.

12. Under this circumstance, I opine that petitioner is entitled for bail. Hence, point No.1 has been answered in the **affirmative**.

13. **POINT No.2:** For the reasons stated above, I proceed to pass the following:

ORDER

The petition filed by the petitioner/accused No.2 under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 is hereby **allowed**.

In the event of arrest of the petitioner by the respondent police in Crime No.223/2025 for the offences punishable under Sections 352, 351(2), 115(2), 118(1), 132 R/w. Section 3(5) of Bharatiya Nyaya Sanhita, 2023, she shall be released on bail on executing personal bond for Rs.50,000/-

(Rupees fifty thousand only) with a surety for the like sum subject to the following conditions :-

1) Petitioner shall not tamper the prosecution witnesses.

2) She shall move for regular bail application before the concerned Court within a month from the date of this order.

3) She shall not commit any offence.

4) She shall co-operate for investigation and appear before the Investigating Officer whenever directed.

(Dictated to the Tab, typed the same by the Stenographer Grade-III on Computer and after corrections, then pronounced by me in open Court on this the **12th day of March, 2026.**)

(Usharani)

Principal District & Sessions Judge,
Mysuru.