

KAMS010038742026



Crl.Misc./813/2026

IN THE COURT OF THE IV ADDL. DISTRICT & SESSIONS

JUDGE: MYSURU.

::PRESENT::

Sri Anantha H. B.Sc., LL.B., PGDCL & IPR.,

Dated this the 5th day of June 2026

Crl.Misc./813/2026

Petitioners:

1. Sri Mutturaj
S/o Late Thimmegowda,
Aged about 56 years,
2. Smt. Bhagyamma @ Bhagya
W/o Mutturaj, Aged about 52
years,

Both are
Residing at
Rampura Village,
Kasaba Hobli,
Mysuru Taluk

3. Smt. Saraswathi
W/o Nagaraju
Aged about 56 years,

4. Sri Prasad
S/o Nagaraju,
Aged about 34 years,
Both are Residing at
#90/2A, 4th Cross,
Rajendranagara,
Mysuru.
5. Smt.Mangala
W/o Nagaraju,
Aged about 54 years,
6. Sri Akash
S/o Nagaraju,
Aged about 34 years,

Both are
Residing at
#F2, Block 17,
Ambedkar Nagara,
Sathagalli,
Udayagiri, Mysuru.
7. Smt.Usha @ Usharani
W/o Harish S
Aged about 34 years,
Residing at
Gaare Chowdappa Vatara,
1st Cross,
Hosahalli Village,
Mandya.
8. Smt. Kumudha
W/o Late Srinivasa,
Aged about 45 years,
Residing at
#261, Pillaganahalli,

Gottiger, Bangalore South,
Bengaluru.

9. Smt.Bhagyamma @ Bhagya,
W/o Ramappa Venkatappa,
Aged about 82 years,
Residing at
#261, Pillaganahalli,
Gottiger, Bengaluru South,
Bengaluru.
10. Sri Narayanaswamy
S/o Late Thimmegowda,
Aged about 62 years,
11. Sri Raghu @ Raghavendra
S/o Narayanaswamy,
Aged about 40 years,
12. Smt.Radhamma
W/o Narayanaswamy,
Aged about 55 years,
Petitioner No.10 to 12
are Residing at
#71, Guranna Navara Street,
Near Konnappa Agrahara,
Bengaluru.

[By Sri Girisha P -Adv.,]

V/s

Respondent/s

State of Karnataka,
Through Hullahalli police station,
Biligiri Circle,
Mysuru District.

[Rep. By Public Prosecutor]

ORDERS ON BAIL PETITION FILED U/SEC.482 OF
BHARATHIYA NAGARIKA SURAKSHA SANITHA ACT,
2023

This is a petition U/Sec.482 of Bharathiya Nagarika Suraksha Sanitha, 2023 filed by the petitioners and sought for release them on bail in the event of their arrest by the respondent police in their police station Crime No.81/2026 for the offences punishable U/Sec. 115(2), 352, 351, 189, 191, 76 R/w.Sec.190 of BNS, 2023.

2. Learned counsel for the petitioners has narrated the facts of the complaint in detail in the petition. It is further stated that the petitioners have not committed any offences as alleged in the complaint. Only on animosity, false complaint has been lodged against the Petitioners. The alleged offences are not punishable either with death or imprisonment for life. The petitioners are ready to abide by the terms and conditions that may be imposed by this court and also ready to offer substantial surety to the satisfaction of the

court if they granted anticipatory bail. Hence, prayed for allowing the petition.

3. The learned Public Prosecutor has filed objections to the bail petition. In the objections statement, learned P.P. stated the facts of the case in brief and further stated that there is prima-facie case against them. The investigation is under progress, the Investigating Officer has to collect the evidence and also to record statements of witnesses. If the petitioners granted anticipatory bail, they may abscond from the proceedings, they may threaten the prosecution witnesses and they may destroy the evidence. Hence, prayed for rejection of bail petition.

4. Heard arguments of both sides.

5. From the above facts, the points that arise for consideration are:-

1. Whether the petitioners are entitled for anticipatory bail as prayed in the petition?
2. What order?

6. Findings of this Court on the above points are as under:-

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

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

::REASONS::

7. **Point No.1:-** That on 20.05.2026 at about 7.30 p.m., based on the statement recorded by the PSI by the injured by name Smt.Uma R T W/o Late Srinivasa, 50 years, resident of Rampura Village, Chikkaiahnachatra Hobli, Nanjangud Taluk stating that her husband passed away about 1 year 5 months back and her daughter is practicing as an Advocate at Hon'ble High Court of Karnataka, Bengaluru and residing there only, and she alone residing at the Village and she lodged complaint against her mother, brothers and sisters relating to partition of ancestral property and in the said case they obtained their respective shares and they gave gift deed and release deed and agreement and then her mother, sisters and brother were quarreling saying you got property fraudulently and on 17.05.2026 they made her

aged mother to sleep in front of her house and made quarrel and in that connection she lodged complaint to police. Thereafter, on 19.05.2026 at between 11.30 - 12.00 p.m. when she was sleeping, her elder brother Muthuraj came near her house by consuming alcohol abused her in filthy language by saying she did not come to see her 96 old aged mother Parvathamma during her last breath and Parvathamma died at about 6.30 p.m., and abused the complainant in filthy language and abused her by scolding that she got the property by cheating and fraudulently and warned her not to come and gave life threat, and called her out, and her elder brother was armed with club and knife and he broken two CC camera and kicked house door and was quarreling, then she called 112, by knowing the said quarrel her relatives who came to see her mother's dead body took her and she informed the police and police gave protection to her. Then on 20.05.2026 at around 5.45 a.m when she came out of the house and checked the house, went to the backyard, at that time Muthuraj

Narayanaswamy, Bhagyamma W/o Muthuraj, Saraswathi, Kumara, Mangala, came together and stopped her, attacked her and dragged her, assaulted on her entire body, made her to fell down, trampled on her body and arms, torn her clothes and threatened that they would kill her, they grabbed her veil and dragged her around, then they pulled her neck with veil, when she screamed, they threatened to kill her before her mother's Thithi(ತಿಥಿ) ceremony. Based on the said complaint case was came to be registered against the Petitioners.

8. Based on the said complaint a case came to be registered in Cr.No.81/2026 for the offences punishable U/Ss.115(2), 352, 351, 189, 191, 76, 190 of BNS, 2023 . Amongst them, Ss.74, 118(1) and 76 of BNS are non-bailable in nature and triable by learned Magistrate and the said offences are not punishable either with death or imprisonment for life.

9. After registered the case in Cr.No.81/2026, the Investigating Officer has commenced the investigation

and conducted spot mahazar and further investigation is in progress.

10. Learned counsel for petitioner has produced certified copy of FIR, complaint and other documents.

11. Perused the materials placed before this court. Petitioners arrayed as accused No.1 to 12. The allegations levelled against the petitioners are all question of facts, which needs to be proved by the prosecution at the time of full fledged trial. Petitioners are the permanent residents of the address mentioned in the cause-title of the petition. The apprehensions of the prosecution is that if the anticipatory bail is granted, they may abscond, they may hamper the trial, tamper the prosecution witnesses. These apprehensions of learned Public Prosecutor can be meted out by imposing suitable and stringent conditions. With these observations, I answer ***point No.1 in the Affirmative.***

12. **Point No.2:-** In view of findings on point No.1, this Court proceeds to pass the following:-

::O R D E R::

The petition filed on behalf of petitioners U/S.482 of BNSS, is hereby **Allowed.**

The petitioners are ordered to be released on bail on they executing personal bond for Rs.1,00,000/- each with one surety for the like-sum in the event of their arrest by the respondent police in Cr.No.81/2026 for the offences punishable U/Ss.115(2), 352, 351, 189, 191, 76, 190 of BNS, 2023, subject to the following conditions:

1. The petitioners shall appear before the I.O. within 20 days from the date of this order and to co-operate with Investigation Officer during the time of investigation.
2. They shall not tamper or threaten the prosecution witnesses in any manner.
3. They shall not commit any kind of offences.
4. They shall appear before the concerned Court on all hearing dates.
5. The Petitioner No.1,4,6,10 and 11 shall mark their attendance in the respondent

Police Station on every 2nd and 4th Sunday between 10.00 a.m. to 6.00 p.m. till filing of charge sheet.

6. They shall produce their ID and address proof documents while furnishing the surety and also to intimate any changes in address to the concerned court as well as the concerned police.

If any of these conditions are violated by the petitioners, the prosecution is at liberty to file an application for cancellation of bail.

(Dictated to the Stenographer Grade-III directly on computer, corrected and then pronounced by me in the Open Court, on this the **5th day of June 2026**]

(ANANTHA H)

IV Addl. District & Sessions Judge,
Mysuru.