



**IN THE COURT OF THE III ADDITIONAL DISTRICT
AND SESSIONS JUDGE, MYSURU**

Dated this the **23rd day of June, 2026**

:: PRESENT ::

Sri Mallanagouda, B.Com., LL.M.,
III Addl. District & Sessions Judge,
Mysuru.

Crl.Misc./925/2026

PETITIONER:

Manjunath,
S/o Basappa,
Aged about 42 years,
R/at Karepura Village,
Dodda Kowlande Hobli,
Nanjangud Taluk,
Mysuru District.

(By : Sri.R.M, – Adv.,)

V/s

Respondent:

The State by Kowlande Police
Station, Biligere Circle,
Nanjangud Taluk,
Mysuru District.

(By Public Prosecutor)

:: ORDER ::

This petition is filed by the Petitioner under
section 483 of BNSS seeking bail in Crime No.83/2026

of Kowlande Police Station of Nanjangud which has been registered for the offences punishable under section 109 and 352 of BNS.

2. **The brief facts of the case are as under :-**

On 01.06.2026 complainant namely Sunil Kumar was admitted in K.R.Hospital Mysuru has given statement stating that, he works as car driver in Bangaluru, on 30.5.2026 he came to his native, on 31.5.2026 when he was standing on the road along with cow, which was not feeling well, at that time at about 9.00 pm., Manjunath came in a bike, raised quarrel with him and assaulted him with a knife with intention to commit his murder, thereafter when he started crying loudly, his father and brother-in-law rushed to the spot, at that time, said Manjunath left the spot. Thereafter, he was admitted to Nanjangudu Government Hospital and then K.R.Hospital, Mysuru. About 2 years back also, said Manjunath assaulted him for which a case is pending, because of the said ill-will he assaulted him again. On the basis of the said statement police have registered FIR in Cr.No.83/2026 and during investigation I.O has arrested accused by name Manjunath and he is in judicial custody.

3. Now the petitioner who is accused has filed present petition in which he contended as under ;

The petitioner has filed another case against the complainant in CR.No.84/2026 of Kowlande Police Station. Hence, there are counter cases registered against each other. The respondent police have completed their maximum investigation. Hence, petitioner is not required for their further investigation. The petitioner is the permanent resident of the address mentioned in the cause title. Already most of the investigation has been completed by the Respondent Police, the offences alleged against the petitioner are not punishable with life or death sentence. The petitioner is ready to furnish sufficient surety and abide by the conditions that may be imposed by the Court. Hence, it is necessary to release the petitioner on bail.

4. On the other hand, the learned Public Prosecutor has filed the objection stating that, there is prima-facie material to show that the petitioner has committed the offences punishable U/Sec.109 and 352 of BNS. Further the offence U/Sec.109 alleged against the petitioner is punishable with imprisonment up to

10 years and fine, same is serious offence and triable by Sessions Court. Further still the investigation is at preliminary stage, in case if the petitioner is released on bail, there is every possibility of tampering the prosecution witnesses and absconding from the jurisdiction of the Court. Therefore, it is not proper to release the petitioner on bail.

5. Heard. Perused the entire record.

6. The only point that arises for my consideration is;

(1) Whether the petitioner has made out valid grounds for releasing him on bail in Cr.No.83/2026 of Kowlande Police station ?

(2) What Order ?

7. My findings on 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:-** During the arguments, the learned Counsel for the petitioner has argued stating

that, there is no prima-facie material available against the petitioner for the offences alleged against him, already most part of the investigation is completed, petitioner is ready to furnish sufficient surety and undertakes to abide by the conditions that may be imposed by the Court, already the injured has been discharged from the Hospital. Therefore, it is proper and necessary to release the petitioner on bail. In support of his arguments he relied upon the following citations.

1. Judgment in Criminal Petition 202023/2025 dated 17.12.2025 on the file of Hon'ble High Court of Karnataka in Shivakumar & another V/s State of Karnataka.

2. Judgment in Criminal Petition 16684/2025 dated 02.02.2026 on the file of Hon'ble High Court of Karnataka in Vasanth kumar @ Vasantha V/s State of Karnataka.

3. AIR 1976 SC 2263. Lakshmasingh and others Vs State of Bihar.

9. On the other hand, the learned Public Prosecutor has argued stating that, there is prima-facie material to show that the petitioner has committed the offences alleged against him, as the

investigation is at preliminary stage, in case, if the petitioner is released on bail at this juncture there is every possibility of petitioner tampering the prosecution witnesses and absconding from the jurisdiction of the Court. Therefore, it is not proper to release the petitioner on bail.

10. On perusal of the materials on record and submissions made by the learned counsel for the petitioner and the learned Public Prosecutor, it appears that, as the petitioner is in judicial custody from 01.06.2026, most of the investigation might be completed and there is every possibility of taking more time for completion of trial. Furthermore, the Petitioner has undertook to furnish sufficient surety and abide by the conditions that may be imposed by this court. Therefore, it is proper and necessary to release the petitioner by imposing stringent conditions, therefore, it is decided to allow the petition, hence Point No.1 is answered in the **Affirmative**.

11. **POINT No.2:-** In the result, I proceed to pass the following ;

ORDER

The Bail Petition filed U/Sec.483 of
BNSS., by the petitioner, in Cr.No.

83/2026 of Kowlande Police Station is hereby **Allowed**. The Petitioner is ordered to be released on bail with the following conditions:

1. The petitioner is ordered to be released on bail on executing personal bond for Rs.1,00,000/- (One Lakh only) and two sureties for like sum before the learned JMFC.
2. The petitioner shall not tamper the prosecution witnesses directly or indirectly.
3. The petitioner shall not leave the jurisdiction of the Mysuru District till filing the final Report without prior permission of the concerned JMFC., Court.
4. The petitioner shall mark his attendance in Kowlande Police Station on 1st and 15th of every month from 10.00 am., to 2.00 pm., till filing of final report.
5. The petitioner shall not indulge in similar offence in future.

If any of the conditions is violated, the bail granted to Petitioner shall automatically stands cancelled.

[Dictated to the Stenographer directly on computer, corrected, and signed by me and then pronounced in the Open Court, on this the **23rd day of June, 2026**].

(MALLANAGOUDA)

III Addl. District & Sessions Judge,
Mysuru.