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Crl.Misc./892/2026

**IN THE COURT OF THE I ADDITIONAL DISTRICT &
SESSIONS JUDGE AT MYSURU**

Dated this the 22nd day of June 2026

**Present: Smt.Sandhya Rao.P., B.Sc., LL.B.
I Addl. District & Sessions Judge
Mysuru**

Crl.Misc./892/2026

Petitioners:

- 1.** Manoj s/o Suresha,
Age: 27 years, #10/200,
Sante Street, Kollegala Town,
Kollegala 571 440.
- 2.** Praveen Kumar B.S. @ Manty,
s/o Srinivasa, Age: 30 years,
3/28, Nayakara Street,
Kaveri Road, Kollegala 571 440.
- 3.** Abhishek s/o Srinivasa
Age: 27 years, #2/299,
Nayakara Dodda Street,
Kollegala 571 440.
- 4.** Manoj @ Manu,
s/o Chaluvanarayana,
Age: 29 years, # 10/379,
Indiragandhi Colony,
Kollegala 571 440.
- 5.** Sheshadri @ Shesha
s/o Srinivasa.R., Age: 29 years,

#3/224, Nayakara Dodda Street,
Kollegala 571 440.

6. Ragavendra.N @ Raagu
s/o Narayan, Age: 37 years,
#10/201, Santhe Beedhi,
Kollegala 571 440.

7. Udaya @ Udayagowda
s/o Ramu.M., Age: 30 years,
10/265, Santhe Beedhi
Kollegala 571 440.

[By Sri.CM, Advocate]

v/s

Respondent: State by Vidyaranyapuram Police
Station, Mysuru City.

[By learned PP]

ORDER

The petitioners/accused Nos.1 to 7, have filed this petition under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking pre-arrest bail in Cr.No.31/2026, of Vidyaranyapuram Police Station registered for the offences punishable under Section 115 (2), 118 (2), 126 (2), 190, 137, 351 (2) and 352 of Bharatiya Nyaya Sanhitha, 2023.

2. The criminal law was set into motion on the basis of the FIS given by the informant Mr.Dushyanth Budda, on

03.06.2026, at about 2.30 PM, before the respondent-police thereby alleging that, he is studying in 1st year B.Com., at TTL College, Saraswathipuram, Mysuru and staying in a rented room along with his friends viz., Lingaraju, Srujan and Yashawanth at 'G' Block, Aashraya Layout, JP Nagara, Mysuru. He further stated that, about a week back he had given Rs.5,000/- to his friend Chethan of Kollegala, who assured him to return it back on 31.05.2026. Thereafter, on 31.05.2026, when he had called Chetan over phone and was asking him to return the money, an Auto Driver, by name Mantya/accused No.2, who was drunk grabbed the phone from Chethan and started abusing him in filthy language. When he scolded him, Mantya threatned to come over and assault him. Thereafter, on 02.06.2026, while he and his room mates/friends were having dinner in their room, Manu @ Fish, C.Manu, Abhi @ James, Auto driver Mantya, Raghu, Shesha and Udaygiri Gowda, suddenly entered the room and picked up a quarrel with him, regarding the above said money transaction, abused him in filthy language and asked him to get into the Car else they would commit his murder. When he questioned their acts, Mantya and Shesha hugged him and thereby wrongfully restrained him. At that time, Manu@Fish, assaulted him on his head with a dosa tava from the kitchen causing him bleeding injuries. He fell down and at that time, Manu@Fish and

others assaulted him with their legs and hands, and Mantya assaulted him with a iron rod on his right leg. When he asked his friends to call 112, the accused persons took away their four mobile phones and Manu @ Fish, with his hands forcefully squeezed his testicles. Later, they all forcibly took him in their Car bearing Reg.No.KA-03-AB/9163 to Kollegala and on the way again assaulted him with their hands on his face, eyes and his back and Uday Gowda and Raghu punched his face with their fist and at 12.30 AM they pushed him down at Nayakara Beedi, Kollegala Town and fled in the Car. As a result of the assault on him he had sustained greivous injuries. Thereafter, he made a phone call to his uncle Balaji, who came there and took him to Government Hospital, Kollegala for first aid. Later he took further treatment at KR Hospital.

3. The SHO, Vidyaranyapuram, P.S., received the aforesaid FIS and registered a case in Cr.No.31/2026 against the petitioners herein for the offences mentioned herein above.

4. In the back drop of the registration of the case, the petitioners/accused persons have moved the present petition stating that they are innocent and law abiding citizens and they have not committed any offence as alleged against them. The petitioners have been falsely

implicated in this case based on a concocted story. The allegations against the petitioners have been made with malafide motives to harass them. The police have registered a false case at the instance of the informant. The offences alleged against the petitioners are neither punishable with death nor imprisonment for life. The petitioners are having respectable family background and good reputation in the society. If the petitioners are arrested and detained in the custody, it will cause hazardous consequences. The petitioners are ready and willing to co-operate with the police during investigation and consequently in the trial. The petitioners are the permanent residents of the addresses mentioned in the cause title and they will not flee away from jurisdiction. There is no valid evidence or any proof against the petitioners regarding commission of the offence as alleged by the informant. The petitioners have got a valid defence in support of their innocence. The petitioners are ready to offer surety to the satisfaction of the Court and abide by the conditions that may be imposed by the Court in order to enlarge them on bail. On the said grounds, the petitioners prayed to grant pre-arrest bail.

5. Per contra, the learned Public Prosecutor has filed her detailed objections contending that the investigation so far and the materials collected reveals the involvement of the petitioners/accused persons in the commission of

grievous offences as alleged against them. It is further contended that the Investigation Officer after registration of FIR has conducted the spot panchanama and seized the material objects. The said articles are yet to be sent to the FSL for forensic analysis. Wound certificate of the victim is yet to be obtained. Documents pertaining to the place of offence and the statements of eye witnesses and circumstantial witnesses are yet to be recorded. At this stage, if bail is granted there are chances of tampering of prosecution witnesses; chances of committing similar offences is more and there is every likelihood of the petitioners absconding and not appearing before the Court which will cause delay in conducting the trial. The petitioners are absconded from the date of commission of offence. On these grounds, the prosecution prays to reject the bail petition.

6. Heard counsel for petitioners and the learned Public Prosecutor. Perused the materials available on record.

7. In the aforesaid background, the following point arises for the consideration of this court:

Whether the petitioners are entitled for grant of anticipatory bail under Section 482 of BNSS as sought for respectively?

8. My answer to the above point is in the ***Affirmative*** for the following;

: R E A S O N S :

9. On careful perusal of the materials available on record, it is seen that the present case was registered alleging that the petitioners/accused persons have committed the offences punishable under Sections 115 (2), 118 (2), 126 (2), 190, 137, 351 (2) and 352 of Bharatiya Nyaya Sanhitha, 2023.

10. The case of the prosecution is that the petitioners/accused persons being the members of unlawful assembly in furtherance of their common intention wrongfully restrained the victim, forcibly kidnapped him, abused him in filthy language, voluntarily assaulted him with their hands and legs and also with iron rod and tawa and caused grievous injuries.

11. It is not in dispute that the offences alleged against the petitioners are not exclusively punishable with death or imprisonment for life. The prosecution has not produced any document to indicate the grievous injuries sustained by the victim/informant. Further according to the FIS, the informant, had not taken treatment as an inpatient. Under such circumstances, prima facie it appears that the victim had not sustained any injuries to the vital part of his body as alleged by him in his FIS. Such being the case, the allegations made by the

informant against the petitioners can be ascertained only after elaborate trial.

12. In view of the aforesaid discussion, the petitioners cannot be kept in the custody as a pre-trial punishment. Further more, the prosecution has not produced even an iota of material to prove the criminal antecedents of the petitioners. Hence, for the reasons recorded herein above, this Court is of the opinion that the petitioners have made out sufficient grounds for grant of regular bail. Accordingly, the above point is answered in the ***Affirmative*** and consequently this court proceeds to pass the following;

ORDER

Petition filed under Section 482 of BNSS, 2023 by the petitioners/accused persons is here by allowed;

Petitioners shall be released on bail in the event of their respective arrest in Cr.No.31/2026, of Vidyaranyapuram Police Station registered for the offences punishable under Section 115 (2), 118 (2), 126 (2), 190, 137, 351 (2) and 352 of Bharatiya Nyaya Sanhitha, 2023, on executing a personal bond for a sum of

Rs.1,00,000/- each with one surety each for like-sum to the satisfaction of the arresting authority or the jurisdictional Court subject to the following conditions;

i) Petitioners shall appear before the IO and the Court as and when directed.

ii) They shall not tamper prosecution evidence and threaten the prosecution witnesses.

iii) They shall not indulge in any criminal acts of similar nature or crimes hereinafter.

iv) They shall furnish documents relating to proof of their respective identity and address and intimate change of residence to the concerned Court/I.O.

v) Petitioners shall appear before the Court concerned on every date of hearing, unless exempted for valid reasons.

(Dictated to the Stenographer, transcribed and typed by her, corrected by me and then signed and pronounced by me the open Court on this the 22nd day of June 2026).

(Sandhya Rao.P)
I Addl. Dist. & Sessions Judge,
Mysuru.