

KARC010016682026

**IN THE COURT OF PRL DIST. & SESSIONS JUDGE, RAICHUR****Crl. Misc. No.294/2026****PRESENT*****Sri B.B. Jakati,*****B.A. LL.M,****Principal District & Sessions Judge &
C/C of II Additional Dist & Sessions Judge,
Raichur.****Dated this the 07th day of July, 2026****Petitioners:**

1. Ramachandra S/o Hanumantha @
Yallappa, age: 27 years, occ: agriculture,
2. Nagaraj S/o Yallappa, age: 22 years,
Occ: agriculture,
Both R/o Tippaladinni village, Tq:
Arakera (Devadurga) Dist: Raichur.
(Accused No.2 & 3 as per charge sheet).
(By Shri Hanumantha., Advocate)

// Versus //**Respondents:**

1. The State through SHO, Gabbur
Police Station, Dist. Raichur.
2. Smt. Shivamma W/o Yellappa,
Age: 66 years, occ: Household and
agriculture, R/o Tippaladinni village,
Tq : Arakera (Devadurga),
Dist: Raichur.

(Through learned Public Prosecutor)

ORDER

This petition is filed under Section 482 of BNSS, for anticipatory bail in Cr.No.**102/2025** of Gabbur Police Station, which is registered for the offences punishable under Sections 189(2), 191(2), 191(3), 352, 74, 115(2), 118(1), 351(2) R/w Sec.190 of BNS.

2. The petitioners have contended that they are innocent of the alleged offences and that a false case has been foisted against them; that there are no reasonable grounds to believe that they are guilty of the offences alleged against them; that they are permanently residing at the address mentioned in the cause title; that they do not have any criminal antecedents; and that they are ready to cooperate with the investigation and abide by any conditions that may be imposed by the Court. On these, among other grounds set out in the petition, they have prayed for anticipatory bail.

3. The prosecution, in its objections, has contended that there are sufficient grounds to believe that the petitioners have committed the said offences; that, if released on bail, they may commit similar offences; that they may not cooperate with the investigation; and that they may tamper with the prosecution witnesses. On these grounds, the prosecution has prayed for rejection of the petition.

4. Heard arguments of both sides and perused the records.

5. The only point that arises for my consideration is:

Whether the petitioners are entitled for anticipatory bail ?

6. My finding is in the **affirmative** for the following;

REASONS

7. The case of the prosecution, as could be seen from the records, is that there was a dispute regarding the flow of rainwater in the land. On 16.06.2025, at about 5:30 p.m., when the complainant was standing in front of her house, the accused allegedly formed an unlawful assembly with a common object, came there, assaulted her with sticks and by using their hands and legs, abused her in filthy language, and also attempted to outrage her modesty by dragging her sari.

8. It is worth to note that, excluding the offences under Sections 74 and 118(1) of the BNS, the other offences are bailable in nature. The offence under Sections 74 and 118(1) of the BNS is not punishable with death or imprisonment for life. Custodial interrogation of the petitioners is not required. The offences are triable by a Magistrate. The presence of the petitioners can be secured easily for the purpose of investigation and trial. If they are arrested, they would be humiliated. Therefore, the petitioners are to be released on anticipatory bail. Accordingly, I answer this point in the **affirmative** and proceed to pass the following;

ORDER

The petition filed under Sec.482 of BNSS, is hereby allowed.

The Gabbur Police is hereby directed to release the petitioners on anticipatory bail in the event of their arrest in Cr.No.**102/2026** on executing bail bonds for a sum of Rs.50,000/- each with one surety for the like-sum, subject to the following conditions;

1. They shall surrender before the concerned court within 15 days from the date of this order and execute bail & surety bonds.
2. They shall furnish ID proof of themselves and surety.
3. They shall co-operate with the investigation.
4. They shall not tamper or threaten the prosecution witnesses.

(Dictated to the Steno Grade-III, transcribed and typed by him, corrected, signed and then pronounced by me in the open court, on this the 7th day of July, 2026).

(B.B. Jakati)

Principal District & Sessions Judge &
C/C of II Additional Dist & Sessions Judge,
Raichur.

*ssp