

KARC060002192026



IN THE COURT OF III-ADDL. DIST. & SESSIONS JUDGE, RAICHUR, SITTING
AT SINDHANUR.

Crl. Misc. No.5097/2026

PRESENT: Sri. B.B.Jakati

B.A., LL.M.,

III-Addl. Dist. & Sessions Judge, Raichur,
Sitting at Sindhanur.

Dated this the 2nd day of April, 2026

PETITIONERS:-

1. Mudiyaappa, S/o.Shivappa, 35 years,
Agriculture,
2. Obalesha, S/o.Ramanna, 40 years, Agriculture,
3. Kamalamma, W/o.Mudiyaappa, 31 years,
Household,

Petitioner No.1 to 3 are R/o.Budivala Camp,
Sindhanur taluk, Raichur Dist.

4. Yankappa, S/o.Lakshmappa, 45 years,
Agriculture,
5. Lakshmi, W/o.Yankappa, 38 years, Agriculture,
6. Husainappa, S/o.Thippanna, 42 years,
Agriculture,

Petitioner No.4 to 6 are R/o.Ravihala village,
Siruguppa Taluk, Ballari Dist.

(Accused No.1 to 6 as per FIR)
(By Shri S.H., Adv.,)

// **Versus** //

RESPONDENTS:-

The State through SHO, Sindhanur Rural
Police Station, Dist. Raichur.

(Through learned Public Prosecutor)

ORDER

This petition is filed under Section 482 of BNSS, for anticipatory bail in Cr.No.**63/2026** of Sindhanur Rural Police Station which is registered for the offences punishable under Sections 189(2), 191(2), 191(3), 115(2), 118(1), 74, 352, 351(2) R/w Sec.190 of BNS.

2. The petitioners have contented that, they are innocent of the alleged offences and false case has been foisted against them; there are no reasonable grounds to believe that they are guilty of the offences alleged against them; they are permanently residing in the address mentioned in cause title, they do not have any criminal antecedents; they are ready to co-operate with the investigation and ready to abide by any conditions that may be imposed by the court. On these amongst other grounds shown in the petition they prayed for anticipatory bail.

3. The prosecution in the objection has contented that there are sufficient grounds to believe that petitioners have committed the said offences, if released

on bail they may commit similar offences; they may not co-operate with the investigation and they may tamper the prosecution witnesses. On these grounds prosecution has prayed to reject the petition.

4. Heard argument 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 is open site in front of the house of the complainant and the said site was utilizing by her. Accused No.1 who is the brother-in-law of the complainant asked the complainant to vacate the said site as he intends to put a shed. It is alleged that on 12.2.2026 at about 12.00 noon, when the complainant was in front of her house, all the accused came by forming unlawful assembly, abused the complainant in filthy language asking to vacate the site. When the complainant refused to vacate the site, accused No.1 voluntarily caused hurt to the husband of the complainant with axe stick and kicked him. When the complainant intervened to rescue her husband, accused used criminal force against herself and her daughter with an intention to outrage their modesty, assaulted with axe stick and threatened them.

8. There is civil dispute between the complainant and accused in respect of site. Due to that, the present case has been registered. Excluding the offences u/Ss.74 and 118(1) of BNS, other offences are bailable in nature. The said offences are not punishable with death or imprisonment for life. The prosecution has not produced wound certificates of the injured to see the nature of the injuries sustained by them. The petitioners are having permanent residence. Their presence can be secured easily for the purpose of investigation and trial. Whether the petitioners have committed the offence is to be testified during the trial. Petitioner No.3 and 5 are women. The custodial interrogation of the petitioners is not required. If the petitioners 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 Sindhanur Rural Police is hereby directed to release the petitioners on anticipatory bail in the event of their arrest in Cr.No.**63/2026**, on executing personal 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 personal & 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-I, typed by her in the computer, corrected, signed and then pronounced by me in the open court, on this the 2nd day of April, 2026.)

(B. B. Jakati)

III Addl. District & Sessions Judge,
Raichur, Sitting at Sindhanur.

