

KARC060004512026



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

Crl. Misc. No.5194/2026

PRESENT: Sri. B.B.Jakati

B.A., LL.M.,

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

Dated this the 4th day of June, 2026

PETITIONER/S:-

Sharanabasava @ Sharanappa, S/o.Nirupadi @
Nirupadeppa, 20 years, coolie, R/o.Kannari
village, Sindhanur, Sindhanur Taluk, Raichur
Dist.

(Accused No.2 as per FIR)
(By Shri J.R., Adv.,)

// **Versus** //

RESPONDENT/S:-

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.156/2026 of Sindhanur Rural Police Station which is registered for the

offences punishable under Sections 109(1), 352 of BNS.

2. The gist of the complaint is that on 13.4.2026 at about 2.30 p.m., the complainant/ Nagaraj, accused No.1/Mudiyappa and accused No.2/Sharanabaava (petitioner) were working in the land of Pujari Shivanna of Kannari village as labours. In the afternoon, at the time of lunch, both the accused asked the complainant to bring the liquor bottles which were in their motor cycle. The complainant refused to bring the liquor bottles and therefore, both the accused have abused the complainant in filthy language, accused No.1 has assaulted the complainant with iron instrument and accused No.2 has assaulted the complainant with club with an intention to commit his murder. The complainant has sustained injuries and took treatment in Government Hospital, Sindhanur. Thereafter, he went to the police station and filed the complaint on 14.4.2026. After registration of the FIR, the Investigation Officer arrested accused No.1 on 15.4.2026. Accused No.2 has apprehended his arrest and therefore, he has filed the present petition, seeking anticipatory bail.

3. The prosecution has opposed the bail petition by filing the objection statement.

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

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

Whether the petitioner is entitled for anticipatory bail ?

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

REASONS

7. The allegations in the complaint show that on 13.4.2026 at about 2.30 p.m., when the complainant refused to bring the liquor bottles from the vehicle of the accused, there was quarrel between them and in that quarrel, the accused said to have assaulted the complainant with iron instrument and club.

8. In the complaint itself, it is stated that the complainant took treatment in the hospital and thereafter, went to the police station and filed the first information. In the objection filed by the Investigation Officer, it is stated that the complainant is discharged from the hospital. The filing of the complaint by the complainant after discharging from the hospital itself shows that he did not sustain any grievous injuries. Therefore, whether the allegations in the complaint attracts the offence u/S.109 or 118(2) of BNS is to be ascertained during the trial. At this stage, there is no prima facie case against the petitioner for the offence U/S.109(1) of BNS.

9. The offence u/S.352 of BNS is bailable in nature. There is no overt act of the petitioner so as to attract the offence u/S.109 of BNS. The petitioner is residing within the jurisdiction of the court. Therefore, his presence can be secured easily for the purpose of investigation and trial. His custodial interrogation may not be required. If the petitioner is arrested, he would be subjected to humiliation. In order to avoid such humiliation, the protection of anticipatory bail is to be extended to the petitioner. 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 petitioner on anticipatory bail in the event of his arrest in Cr.No.**156/2026**, on executing personal bonds for a sum of Rs.50,000/- with one surety for the like-sum, subject to the following conditions;

1. He shall surrender before the concerned court within 15 days from the date of this order and execute personal & surety bonds.
2. He shall furnish ID proof of himself and surety.
3. He shall co-operate with the investigation.
4. He shall not tamper with 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 4th day of June, 2026.)

(B. B. Jakati)

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

