

KARC060005122026



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

Crl. Misc. No.5236/2026

PRESENT: Sri. B.B.Jakati
B.A., LL.M.,

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

Dated this the 15th day of June, 2026

PETITIONER:-

Mudiyappa @ R.Hanmantha, S/o.Beerappa @
Bairappa, 24 years, Agriculture, R/o.Kannari
village, Now R/o.G.H.P. School, Dhadesugur
village, Sindhanur Taluk, Raichur Dist.

(Accused No.1 as per FIR)
(By Shri B.B., Adv.,)

// Versus //

RESPONDENT:-

The State through SHO, Sindhanur Rural police
station, Dist. Raichur.

(Through learned Public Prosecutor)

ORDER

The petitioner who is in judicial custody has filed petition under Section 483 of BNSS in connection with case in Cr.No.156/2026 registered by Sindhanur Rural police for the offences punishable under Sections 109(1), 352 of BNS, for regular bail.

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 (petitioner) and accused No.2/Sharanabaava 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 petitioner/accused No.1 on 15.4.2026 and he moved the present petition for regular bail.

3. The prosecution filed objections to the bail petition and prayed to reject the petition.

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

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

“Whether the petitioner is entitled for regular 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.

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. There is allegation that the petitioner/Mudiyappa caused bleeding injury to the complainant by using iron instrument. Whether the petitioner has caused such bleeding injury or not is to be ascertained during the trial. The allegations in the complaint shows that the petitioner has voluntarily caused hurt, but there is no material on record to show that he had intention to commit the murder of the complainant. Therefore, there is no prima facie case for the offence u/S.109 of BNS.

9. It is to be noted that accused No.2 has been released on bail in Crl.Misc.No.5194/2026. Therefore, the petitioner is also entitled for bail on parity ground. 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 further detention in judicial custody is not required. If he is released on bail on appropriate terms, the apprehension of the prosecution can be taken care of. Therefore, I am of the considered opinion that the petitioner is to be released on bail on terms. Accordingly, I answer this point in the affirmative and proceed to pass the following:

ORDER

The bail petition filed by petitioner/accused u/S.483 of BNSS, is allowed.

Accused/petitioner is ordered to be released on bail in Cr.No.156/2026 of Sindhanur Rural police station on execution of personal bond for Rs.50,000/- with **one surety** for like sum on the following conditions;

1. He shall co-operate with the investigation.
2. He shall furnish ID proof of himself and surety.
3. He shall not tamper or threaten the prosecution witnesses.

(Dictated to the Steno Grade-I, transcribed by her, corrected, signed and then pronounced by me in the open court, on this the 15th day of June, 2026.)

(B. B. Jakati)

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