

KARC060002132026



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

Crl. Misc. No.5092/2026

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

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

Dated this the 8th day of April, 2026

PETITIONER/s:-

1. Ramesh, S/o.Jatteppa, 35 years, Driver,
R/o.Yeluragi Camp, Sindhanur, Sindhanur
Taluk, Raichur Dist.
2. Anil Kumar T., S/o.T.Parasappa, 29 years,
Owner of the Tipper, R/o.Sukalpete, Sindhanur
Taluk, Raichur Dist.

(Accused No.1 and 2 as per FIR)
(By Shri U.K.Y., Adv.,)

// Versus //

RESPONDENT:-

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.**225/2025** of **Sindhanur Rural** Police Station which is registered for the offences punishable under Section 303(2) of BNS.

2. The petitioners have contented that, they are innocent of the alleged offence and false case has been foisted against them; there are no reasonable grounds to believe that they are guilty of the offence alleged against them; they are permanently residing in the address mentioned in cause title, they does 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 he prayed for anticipatory bail.

3. The prosecution in the objection has contended that there are sufficient grounds to believe that petitioners have committed the said offence, if released on bail they may commit similar offence; they may not co-operate with investigation and tamper 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 allegation of the prosecution as could be seen from the records is that on 2.9.2025 at about 5.45 p.m., the petitioner No.1 being the driver of Tipper Chessi bearing No.MEC841KBKPP151076 belong to petitioner No.2 was found transporting sand from Near Shambhulingeshwar School on Maski – Sindhanur Road, which is Government Property without licence and thereby committed theft of sand and thereby committed the offence u/Sec.303(2) of BNS. Whether the petitioners have committed such offence or not shall have to be adjudicated in the trial. The material objects used for commission of offence has been recovered by the Police. Nothing is left for recovery at the instance of petitioners. Therefore, custodial interrogation of the petitioners is not required. If the petitioners are arrested, they would be humiliated. The offence is triable by Magistrate. Considering these facts, I am of the opinion that the petitioners are to be enlarged 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 petitioner on anticipatory bail in the event of their arrest in Cr.No.**225/2025**, on executing personal bond 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 investigation.
4. They 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 8th day of April, 2026.)

(B. B. Jakati)

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