



**IN THE COURT OF THE I ADDL. DIST. & SESSIONS JUDGE,
RAMANAGARA**

PRESENT:

**Smt. M. Panchakshari, M.Com.,LL.B,
I Addl. Dist. & Sessions Judge, Ramanagara.**

Dated this the 23rd day of April, 2026

Crl.Misc.No.184/2026

Petitioners/
Accused

- No.1, 3 & 4 :
1. Shabaaz,
S/o. Syed Khaleel,
Aged about 18 years,
R/at Yarab Nagar,
1st Block, Ramanagara.
 2. Mohammad Arbaz Pasha @ Angu,
S/o.Mohammed Kaleem Pasha,
Aged about 21 years,
R/at No.164, 24th Ward,
Near Billal Masjid,
Yarab Nagar, Ramanagara.
 3. Mohammed Salman @
Shahabaz @ Dichi,
S/o.Mahammed Salman,
Aged about 27 years,
R/at No.11788, Ward No.19,
2nd Cross, near Azad School,
Ramanagara.

(By Sri.A.B.B., Advocate)

Vs.



Respondent: The State of Karnataka
by Ramanagara Town P.S.,
Bengaluru.

(By Learned P.P., Ramanagara)

ORDER

The petitioners/accused No.1, 3 & 4 have filed this petition U/Sec.483 of Bharatiya Nagarika Suraksha Sanhita-2023, praying to grant bail in connection to Crime No.23/2026 of Ramanagara Town Police Station registered for the offences punishable under Secs.109,115(2), 118(1), 126(2), 351(2), 352 R/w Sec.3(5) of Bharatiya Nyaya Sanhita-2023.

2. The petitioners who being the accused No.1, 3 & 4 herein had reiterated the contentions of the complaint and contended that, they had not committed any such offence as alleged in the case and they are innocent persons. The offence alleged against the petitioners is not punishable with death or imprisonment for life. The alleged incident is said to have taken place on 04.03.2026, but the complaint came to be lodged on 05.03.2026. There is a delay in lodging the complaint, the complainant had not suffered any vital injuries and the complainant and the injured had already discharged from the hospital. There is an old enmity between the injured and the petitioners, but no complaint is filed by



anybody. The petitioners had been made as a scapegoat in the alleged crime and there is no prima-facie case made against them and also no specific overt-act attributed against them. The custodial interrogation of the petitioners are not required for further investigation purpose as the complainant police have clearly mentioned in the remand application that, the petitioners are no more required for investigation purpose. There is no ingredients made out to attract the provision of Sec.109 of BNS. The petitioners are in judicial custody since from their arrest, if they continued to be in judicial custody then not only the petitioners but their entire family members consisting of aged parents would be put to severe hardship and suffering as they are the earning member of their respective families. The petitioners hail from respectable family and have no previous bad antecedents and they got deep roots in the society. They are the permanent residents of the address shown in the cause title so, absconding from the process of the court and fleeing away from justice is very remote. The petitioners are ready and willing to abide by any conditions that would be imposed by this Court and also furnish surety to the satisfaction of the Court. Hence, prayed to release on bail by allowing the petition.



3. The learned Public Prosecutor had filed the objections by reiterating the allegations in the complaint and contended that, there are sufficient materials to make out the commission of the alleged offence by the petitioners so, they are not entitled for release on bail. The accused No.4 arrested on 11.03.2026 and the police had seized the knife and two wheeler vehicle said to be to used in commission of the crime. The alleged act is committed with an intention to commit murder of the injured on account of past enmity and his three fingers of left hand had been cut off in the incident. The offences alleged against the petitioners is punishable with imprisonment for life. The investigation is in progress. The grounds urged on behalf of the petitioners is only with sole intention to obtaining the bail. So if the petitioners is released on bail, there is every chances of they permanently absconding from the process of the court and tampering the prosecution witnesses and thereby hampering the investigation and protract the trail without assisting to the investigating agency for collection of vital material pertaining to the present crime. Hence, prayed for rejection of the petition.

4. Heard the learned counsel for the petitioners/accused No.1, 3 & 4, the learned Public Prosecutor for the State.



5. The following points arise for court consideration;

1) Whether the petitioners/accused No.1, 3 & 4 makes out sufficient grounds for their enlargement on bail Sec.483 of B.N.S.S.?

2) What order?

6. The findings of this court on the above points are as under;

Point No.1:- In the Negative.

Point No.2:- As per the final order
for the following;

REASONS

7. **Point No.1:-** On going through the documents produced by the petitioner, it clearly shows that the respondent police have registered the case against the petitioner and others for the offence punishable under Secs.109,115(2), 118(1), 126(2), 351(2), 352 R/w Sec.3(5) of Bharatiya Nyaya Sanhita-2023.

8. The allegations against the petitioners are that, on 04.03.2026 at 5-15 a.m., the son of the complainant had went to the mosque for Namaz. at about 7-30 a.m., someone came and informed that his son is admitted to District Hospital for treatment. Hearing this information, he went to the hospital and came to know that his son



had been taken to Victoria Hospital for higher treatment. On enquiry with his injured son, he came to know that in the morning when he was going for Namaz, the accused persons of this case came in two wheeler vehicle and restrained the injured and came to assault him by holding the choppers. At that time, he got escaped and ran away inside the mosque. Thereafter, at 6-00 a.m., when the injured was in the mosque the accused persons came to that spot and called the son of the complainant saying that they need to talk to him and took him in two wheeler vehicle and thereafter, near Kannada School of Yarab Nagar, accused No.1 assaulted the son of the complainant on his head. At that time, injured fell down when he tried to escape from the spot, accused No.2 gave chopper to accused No.1 and instigated accused No.2 to commit murder of son of the complainant. At that time, the rest of the accused persons abused him in filthy language and assaulted with their hands, accused No.1 kicked with his legs and when accused No.1 tried to assault the injured over his neck so as to commit his murder. The injured had raised his hands and on account of it his three fingers of left hand got cut off, when he started screaming with pain, accused persons ran away from the spot. Thereafter, with the help of the person who was proceeding on the road, the injured could come to the hospital for treatment.



9. It is the contention of the petitioners that there is no eyewitnesses to the alleged incident. The complainant has not suffered any injury on the vital part of his body and he had already been discharged from the hospital. Though it is mentioned in the complaint that there is old enmity between the injured and the petitioners in connection to quarrel which is alleged to have taken place, but there is no complaint filed. Now, the custodial interrogation of the petitioners are not necessary as they have been remanded to Judicial Custody. Hence, prayed for their release.

10. The petitioners having contended that injured had been discharged from the hospital which makes out he had taken treatment in the hospital. Apart from that this Court would also note that bail petition is filed on behalf of accused No.2 in Crl.Misc.No.176/2026, which is also scheduled for orders today. But in the said case, reference is made with regard to the complaint lodged against the injured herein and other persons and accused No.1 and 3 in the said case had been granted bail in Crl.Misc.No.110/2026 by the Prl. District and Session Judge, Ramanagara. But in the present petition, the petitioners had not averred anything with regard to Complaint having registered in Crime No.11/2026, whereby the injured herein is accused



No.1 in Cr.No.11/2026 which is also registered for the offence punishable under Sec.109 of BNS with other offences and in the said case the alleged incident is said to have taken place on 06.02.2026. During the course of arguments the petitioners had produced copy of medical document of the injured petitioner No.1 herein stating that, he had sustained injuries. So, he had taken treatment in the hospital on 06.02.2026 having assaulted by Douloth and others on 06.02.2026. On the other hand, the copy of the FIR in Cr.No.11/2026 registered on 07.02.2026 filed by the petitioner No.1 herein and in the said complaint Douloth, Sife Khan and Rayaana are the accused persons, who are these accused persons and how they are related to the complainant in Cr.No.23/2026 is not forthcoming.

11. Having perused the first information report and the complaint as well as the remand application, the petitioners herein are accused No.1, 3 & 4 in the case and accused No.1 & 3 were arrested on 06.03.2026 and accused No.4 was arrested on 11.03.2026. The offence under Section 109 of BNS with the corresponding Section 307 of IPC is punishable with imprisonment for life and it is triable by the Court of Sessions. The investigation is still in progress and the statement of some of the witnesses are yet to be



recorded and based on the statement of accused persons, the weapon used for commission of the offence and also the vehicle is seized in this case which makes out the involvement of the petitioner in this case. Apart from that, the injured has sustained grievous injury whereby his three fingers of left hand is cut off when he had raised his hands so as to protect him from the hard blow with the chopper on his neck. So, the intention of the accused persons is very much clear whereby with an intention to commit the murder of the injured the accused persons had assaulted him on account of the past animosity in connection to sandalwood procession. So, the injured having sustained grievous injury whereby his three fingers having cut off due to the assault with chopper, taking into consideration the nature and gravity of the offence as the investigation is still in progress, as the offence under Section 109 of BNS is punishable with imprisonment for life, this Court is of the opinion that it is not a fit case to brand bail in favour of the petitioners at this stage. In the circumstances, I hold the above point in Negative.

12. **Point No.2:-** In view of the discussions made supra, this court proceeds to pass the following;



ORDER

The bail petition filed by the petitioners/
accused No.1, 3 & 4 under Section 483 of
BNS-2023, is hereby dismissed.

(Dictated through Aadalath AI, thereafter transcribed by
Stenographer Grade-I and after corrections, printout taken and then
pronounced and signed by me in the open Court, on this the 23rd day of
April 2026).

(M. Panchakshari)
I Addl. District & Sessions Judge,
Spl. Judge, Ramanagara.

