



**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 25th day of June, 2026

Crl.Misc.No.422/2026

Petitioners/
Accused

- No.1, 3 & 4 :
1. Shabaz,
S/o. Syed Khaleel,
Aged about 20 years,
Occu: Scrap Business,
R/at: 1st Block, 25th Ward,
Yarab Nagar, Ramanagara Town,
Bengaluru South District.
 2. Mohammad Arbaz Pasha @ Amgu,
S/o.Mohammed Kaleem Pasha,
Aged about 22 years,
Occu: Welder,
R/at: #164, Ward No.24,
Near Bilal Masjid,
Yarab Nagar,
Ramanagara Town-562159,
Bengaluru South District.
 3. Mohammed Salman @ Dichi,
S/o.Salam,
Aged about 27 years,
Occu: Bed Work,
R/at: Ward No.24,
2nd Block, Yarab Nagar,
Ramanagara Town-562159,



Bengaluru South District.

(By Sri.B.K.R., Advocate)

Vs.

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

(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 (CC No.44/2026) 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 had sought for bail on the ground alleging that, they had not committed any such offence and they had been falsely implicated in the case and they are innocent persons. There is delay in lodging the complaint and the same had not been explained. The present crime had been instituted by the victim and his father as a counterblast to Crime



No.11/2026 which was earlier registered against the victim by alleging an incident i.e., stated to have never occurred. There is no any criminal antecedents as against the petitioners. There is no ingredients made out to attract the provision of Sec.109 of BNS. The petitioners hail from respectable family having good respect in the society. The petitioners are the permanent residents of the address shown in the cause title, so there is no chance of absconding or avoiding the trial. They are ready and willing to abide by any conditions that would be imposed by the court and furnish surety to the satisfaction of the court and also appear before the court on all hearing dates without fail. Pleading false implication the petitioners prayed for release them on Bail.

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 earlier bail petition filed by the petitioners in Crl.Misc.No.184/2026 came to be dismissed as per order of this court on 23.04.2026. 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 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 Affirmative.

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

REASONS

7. **Point No.1:-** On going through the documents produced by the petitioners, it clearly shows that the respondent police have registered the case against the petitioners 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.

Brief summary of the case is that, as per the complaint is filed on 04.03.2026 at 5-15 a.m., the son of the complainant had been to the mosque for Namaz. At about 7-30 a.m., S/o. Mr.Athub came and informed that someone had assaulted his son Mohammed Ayan Pasha and he is admitted to District Hospital for treatment. Hearing this information, he went to the hospital and saw his son was on treatment. Thereafter



he was 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 his son 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 Shabaz 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 Shahid gave chopper to accused No.1 and instigated accused No.2 to commit murder at that time accused No.1 assaulted the injured from the hind side of chopper on his left leg. At that time, Angu and Ditchi abused in filthy language and by giving life threat 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.

8. 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 previous 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 presence of petitioners is not necessary for any investigation purpose as charge sheet is already filed. The petitioners were arrested and produced before Principal Senior Civil Judge and CJM, Ramanagara on 07.03.2026 and they are in custody since 3 months.

9. It is the contention of the petitioners that, the injured in this case had tried to take away the life of the petitioner No.1 on 06.02.2026 along with others with the help of knife and caused bleeding injury to the petitioner No.1 and to Nawaz Khan. With regard to this incident, the petitioner No.1 had lodged the complaint against the injured victim and based on the said complaint, a case is registered in Crime No.11/2026.



Now, this complaint is later filed as a counter blast by the father of the victim. It is also the contention of the petitioners that, the victim sustained alleged injury by fall from a motorcycle and taking advantage of that injury the father of the victim had lodged a false complaint.

10. The Learned Public Prosecutor in the objections had contended that, the injured had sustained grievous injury, whereby his three fingers of left hand is cut off, by seeing this grievous injury the accused persons had ran away from the spot. Based on the voluntary statement of the accused after their arrest mahazar is drawn in the place identified by them. On 11.03.2026 accused No.4 was arrested and he had identified another knife and two wheeler vehicle used for the commission of the offence. With an intention to commit the murder of the son of the complainant accused No.1 had assaulted with a chopper and when he had tried to assault over his neck, the injured had raised his hands so, the same blow had hit on his left hand and his fingers were cut off or else if the same blow had hit his neck it would have taken away his life. The weapon used in the case are sent for appeal for FSL for expert opinion. As injury sustained is grievous in nature, the offence alleged is



punishable with imprisonment for life so, in the event of releasing them on bail, there are every chances of they committing the similar offence and also tampering the prosecution witnesses and threatening the complainant and his family members and also permanently absconding from the process of the court.

11. Now, this petition is filed by accused No.1, 3 and 4 and their previous bail petition in Criminal Misc.No.184/2026 got dismissed as per the order dated:23.04.2026. Now the investigation having completed, charge sheet is filed against the 4 accused persons, whereby all the 4 accused are arrested and produced before the court. Accused No.2 had filed a separate petition seeking his enlargement on bail which is numbered as Criminal Misc.No.414/2026, even his earlier bail petition in Criminal Misc.No.176/2026 had been dismissed as per the order dated:23.04.2026.

12. Petitioner No.2 had today furnished death certificate of his mother stating that his mother Ziaba Unnisa expired on 31.05.2026 and even he could not attend his mother's burial and now death rituals are to be performed so, the presence of petitioner No.2 is very much necessary as there are no other elder members in the family. The petitioners had produced



the certified copy of the wound certificate which makes out the injury No.1 & 2 are grievous in nature and having got admitted on 04.03.2026, now as more than 3 months had lapsed, it is submitted that injured is out of danger and within few days he was seen in the locality and there is no life threatening injury.

13. Investigation having completed, the charge sheet is filed for the offence punishable under Sections 109, 115(2), 118(1), 118(2), 126(2), 351(2), 352 R/w.Sec.3(5) of Bharatiya Nyaya Sanhita-2023. So, as charge sheet is filed the presence of the petitioners are not required for any investigation purpose. As offence under Section 109 is invoked the case has to be tried before the Court of Sessions on committal. Petitioners pleads false allegation on the ground that petitioner No.1 had filed a complaint against the victim which is registered in Crime No.11/2026. There is no any criminal antecedents against the petitioners. They undertake to abide by any condition that would be imposed by the court and also offer surety to the satisfaction of the court for their regular appearance before the court. They are the permanent resident of Ramanagara Town within the jurisdiction of this court. On behalf of the petitioner No.2 having submitted that, he having lost his mother on 31.05.2026 while in



judicial custody. He could not attend the burial rituals so, now death rituals are to be performed for which his presence is very much necessary. Petitioner No.2 is accused No.3 in this case. Hence, as the charge sheet is already filed and the petitioner is being the permanent resident of the Ramanagara Town having undertaken to appear on all the hearing dates and abide by any condition that would be imposed, this Court is of the opinion that if reasonable conditions are imposed, it will make the objections raised by the Public Prosecutor. In the circumstance, I hold above point in **Affirmative**.

14. **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 allowed.

The petitioners/ accused No.1, 3 & 4 are enlarged on bail in connection to Ramanagara Town Police Station in Cr.No.23/2026 (C.C.No.44/2026), on they executing their personal bail bonds for a sum of **Rs.1,00,000/-**



each with one surety for the like sum, to the satisfaction of the concerned Court, subject to the following;

CONDITIONS

1) The petitioners/ accused No.1, 3 & 4 shall appear before the concerned court regularly on all the dates of hearing and co-operate in the trial for early disposal.

2) The petitioners/ accused No.1, 3 & 4 shall not threaten or tamper with the prosecution witnesses.

3) The petitioners/ accused No.1, 3 & 4 shall not change the abode without prior permission of the court.

4) The petitioners/ accused No.1, 3 & 4 shall not commit similar offences.

In the event of violation of any of the above conditions the jurisdictional court can opt for cancellation of bail.

(Dictated through Aadalath AI, thereafter transcribed by Stenographer Grade-III and after corrections, printout taken and then pronounced and signed by me in the open Court, on this the **25th day of June, 2026**).

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