

ORDERS ON BAIL APPLICATION

1. Accused persons have come up with this bail application U/s 437 of Cr.P.C praying this court to release them on bail. The offences alleged are punishable u/Sec 323, 324, 327, 341, 504, 506 and 424 r/w 149 of IPC. The offences punishable U/s 324 and 327 of IPC is non-bailable in nature.

2. The case of the prosecution are as under:

On 06.10.2016 at about 6.00 P.M., the accused persons started teasing the complainant when they were sitting in the next table in the hotel. Later the accused persons followed as and started abusing in the filthy language near the KSRTC bus stand by stopping our vehicle. Further the accused assaulted the bharat. Hence this complaint.

The grounds urged in the bail application are that the accused persons are law-abiding citizen, having good background and family and is a permanent resident of Channapatna. He shall abide by any conditions imposed on him.

3. The learned APP has filed the objection.

4. Heard the arguments, the following points arise for my consideration:

1. Whether the applicant has made out sufficient grounds for enlarging him on bail?

2. What order?

5. My answers to the above points as follows:

Point No.1 : In the Affirmative
Point No.2 : As per the final order
for the following:

REAONS

6. POINT No.1: - The applicant/accused persons have contended that their his the law binding citizen and has not committed any offence. The offence is triable by this court and is not punishable with death or imprisonment for life. In Gurucharan Singh case, the Hon'ble Supreme Court has laid down guidelines in case of grant of bail. It is a settled principle law that bail is a rule, a jail is an exception. On going through the application, the documents on the record this court of is opinion that the accused can be enlarged on bail after securing for his presence.

One surety by Name Smt. Puttathayamma W/o Venkatesh, Aged about 40 years, R/at. Doddamalur Village, Malur Hobli, Channapatna Taluk, Ramanagara District is present and produced his duly sworn affidavit along with RTC bearing Sy.No.202/1B, measuring 8 Guntas situated at Hosagavi Village, Koppa-1st Valaya Hobli, Maddur Taluk, with Adhaar card enclosed agreed to stand as surety for the accused No.2 and 4/ Sunil and Kiran.

On questioning and on verification of documents the surety is accepted.

ORDER

The accused is enlarged on bail with following conditions :-

1. The accused No.2 & 4 shall not tamper the evidence or threaten the prosecution witness.

2. The accused Nos.2 & 4 shall attend the court on all hearing dates without fail.
3. The accused No.2 & 4 shall attend the concerned police station on every alternative day till the investigation is completed.
4. The accused No.2 & 4 shall execute a bond of Rs. 25,000=00 and the surety for the likesum.

Office is directed to take bond accordingly.

Addl. Civil Judge & JMFC,
Channapatna.

