

KATK010041622026



**IN THE COURT OF THE PRINCIPAL DISTRICT AND
SESSIONS JUDGE, TUMAKURU.**

Present:

Sri B.Jayantha Kumar, B.A.LAW., LL.M.,
Prl. District & Sessions Judge,
Tumakuru.

Dated this the 14th day of July, 2026.

Criminal Miscellaneous No. 1004/2026

**Petitioner/
Accused** : Manjula.N.K. D/o. Kadaraiah, Aged
about 31 years, R/o. Naganahalli,
Hutridurga Hobli, Kunigal Hobli,
Tumakuru District.

(By Sri. Manjunatha.G., Advocate)

Vs.

Respondent : State by Tumakuru Women Police
Station, Tumakuru Sub-Division,
Tumakuru District.

**(By learned Public Prosecutor,
Tumakuru)**

**ORDER**

This petition is filed by the petitioner/accused U/Sec.482 of the Bharatiya Nagarik Suraksha Sanhita ('B.N.S.S.' for short), seeking anticipatory bail apprehending her arrest in Crime No.100/2026, registered by the respondent - Tumakuru Women Police Station, for the offences punishable U/Secs.74, 79, 115(2), 351(2), 352 of the Bharatiya Nyaya Sanhita 2023.

2. In the petition, the petitioner/accused contended that she has not committed any offence as alleged in the complaint, she is not connected with the alleged incident, she is innocent, she is the resident of the address as shown in the cause title of the petition having movable and immovable properties and hence, there is no chance of her abscondence, the complainant has filed this complaint due to ill-will against her, she has also lodged complaint against the complainant and one Devaraju before the Dabaspet Police Station which was registered in Crime No.102/2026



and due to the said reason, the complainant has filed this case against her, the offences alleged are not punishable with death or imprisonment for life, she is having the responsibility of looking after their aged parents, she is apprehending her arrest by the respondent police and to parade her in the open street, the offences alleged against the petitioner are not punishable with death or imprisonment for life, she is ready to offer substantial surety to the satisfaction of this Court and ready to abide by the conditions that may be imposed by this Court and prayed for granting anticipatory bail.

3. The learned Public Prosecutor filed objections with the report of investigating officer and contended that the materials collected so far by the investigating officer during the course of investigation and the contents of the FIR prima-facie reveals that the petitioner/accused has committed the alleged offences, the petitioner/accused is absconding, the investigation is under progress, the documents are yet to be collected, the petitioner/accused



has not shown any valid grounds to grant anticipatory bail in the bail petition, if she is released on bail, she may abscond, she may commit similar offence, she may hamper the investigation and tamper the prosecution witnesses and hence, prayed for rejecting the anticipatory bail petition.

4. Heard the arguments of learned counsel for the petitioner/accused and learned Public Prosecutor.

5. The following points arise for my determination:

1. *Whether the petitioner/accused has made out good grounds for an order of anticipatory bail?*
2. *What order?*

6. My Findings on the above points are as follows:-

Point No.1: In the ***Affirmative***;

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

REASONS

7. **Point No.1:-** The Tumakuru Women Police have registered a case in Crime No.100/2026, against the



petitioner/accused, alleging the offences punishable under Sections 74, 79, 115(2), 351(2), 352 of the Bharatiya Nyaya Sanhita 2023, on the basis of information lodged by Gangalakshmamma W/o. Chikkahanumaiah, R/o. Hirehalli, Urdigere Hobli, Tumakuru Taluk, on 15.06.2026 at about 09.30 p.m.

8. In the first information, the informant alleged that, about 20 years back, he had married Chikka Hanumaiah of Kamalapura and in their wedlock, they have two children and at present, due to family dispute, her husband was not looking after her and she is residing separately since 12 years. She further alleged that she along with her children were residing in the above said address and her schoolmate Devaraju of Devarahasahalli was frequently coming to her house and enquiring her welfare and by knowing this fact, the accused i.e., the sister of one Susheela who is the wife of elder brother of Devaraju took her photo along with her children and Devaraju and kept the photos in the mobile of



Devaraju and accused transferred the same photos to her mobile and accused was threatening Devaraju by showing the said photos by saying that she would make bad publicity against him by sending the photos to the relatives and friends of Devaraju and she informed this fact to Devaraju and when she asked about the same with the accused over phone, she abused her in filthy language as “ಲೋಫರ್ ಮುಂಡೆ, ಸೂಳೆ ಮುಂಡೆ” and sent vulgar messages to her phone over WhatsApp messenger and hence, she called the accused to talk with her about this matter on 22.04.2026. She further alleged that on 26.05.2026, she called the accused to her village to talk with her and accordingly, the accused came near the bridge of Chikkahalli and Devara Hosahalli Road and when she started to talk with the accused, the accused suddenly dragged her hair tuft and made her to fall down and assaulted on his face and chest portion with hands and caused pain to her and dragged her sari in a public place with an intention to outrage her modesty and by that time, the public i.e., Mahesh and Veerabhadra rescued her from



the accused, thereafter she told this incident to Devaraju and he consoled her that he would talk with his family and sort out the problem, but the accused was frequently threatening her with life by making phone call to her and hence, she lodged complaint against the accused before the respondent police to take legal action against her and on the basis of the same, the respondent police have registered a case against the accused in Crime No.100/2026.

9. The learned counsel for the petitioner/accused argued that, the petitioner/accused is innocent and law abiding citizen, she has not committed any offences as alleged against her, she is ready to abide by the terms and conditions that may be imposed by this court and hence, prayed for granting anticipatory bail.

10. The learned Public Prosecutor vehemently argued that, there are prima-facie materials to show that the petitioner/accused has committed the alleged offences and the investigation is not completed, if the anticipatory bail is granted, she may abscond, she may commit similar offences,



she may tamper the prosecution witnesses and hamper the investigation and hence, prayed for rejecting the petition for anticipatory bail.

11. The petitioner/accused has produced copy of F.I.R. along with copy of first information and copy of her Aadhaar card. The learned Public Prosecutor has filed objection along with I.O. report, copy of F.I.R, copy of complaint, copy of notice given to panchas, copy of spot mahazar, copy of letter dated 23.06.2026 in respect of recording of statement of victim U/Sec.183(5) of BNSS, copy of statement of witness U/Sec.183 of BNSS and copies of case dairy. The learned counsel for the petitioner has filed a memo by submitting F.I.R. in Crime No.102/2026 of Dabaspeta P.S. for the offences punishable U/Sec.115(2), 126(2), 352, 74, 351(2) R/w. 3(5) BNSS, lodged on the basis of the first information given by the petitioner/accused Manjula against the complainant – Gangalakshamma and one Devaraju.



12. I have gone through the entire materials placed on record. As seen from the records, it prima-facie shows that there is ill-will between the complainant and the accused due to some dispute in their family. Though the offences are non-bailable in nature, same are not punishable with death or imprisonment for life. Moreover, the allegations levelled against the petitioner/accused are all question of facts, which needs to be proved by the prosecution at the time of full-fledged trial. The petitioner/accused is the permanent resident of the address as shown in the cause title of the petition and as such, there is no chance of fleeing away from justice. The petitioner/accused is ready to abide by the conditions that may be imposed by this court. Therefore, I feel, it is just and proper to release the petitioner/accused on anticipatory bail. The only apprehension of the prosecution is that, if the anticipatory bail is granted, the petitioner/accused may abscond, she may hamper the investigation and tamper the prosecution witnesses. The aforesaid apprehension could be meted out by imposing



certain conditions. With these observations, I answer point No.1 in the ***Affirmative***.

13. **Point No.2**:- In view of my findings on point No.1, I proceed to pass the following:

ORDER

The petition filed by the petitioner/accused under Section 482 of the Bharatiya Nagarik Suraksha Sanhita is hereby **allowed**.

The petitioner/accused is ordered to be released on bail on executing personal bond for Rs.50,000/- with one surety for the like-sum in the event of her arrest by the respondent Tumakuru Women Police in Crime No.100/2026 for the offences punishable U/Secs.74, 79, 115(2), 351(2), 352 of the Bharatiya Nyaya Sanhita 2023, subject to the following conditions;

1. The petitioner/accused shall surrender before the I.O. within three weeks from today and on such surrender, she shall be arrested in Crime No.100/2026 of respondent police,



interrogated if necessary, information and documents if any be secured and thereafter be released on bail subject to the execution of bond as aforesaid.

2. The petitioner/accused shall not abscond or destroy the evidence or threaten the witnesses and shall appear before the I.O. as and when required.
3. In the event charge-sheet is filed against her, she shall appear before the Court regularly without fail till completion of trial without exception.
4. The petitioner shall not involve in similar offences.

*(Dictated to the Stenographer directly on computer, corrected, signed and then pronounced by me in the open Court on the **14th day of July, 2026**).*

(B. Jayantha Kumar)

Prl. District and Sessions Judge,
Tumakuru.