

Case called out.

Summons duly served on accused.

Accused present.

Sri. GPT Advocate files vakalath for accused and also bail application under Section 480 of the BNSS seeking enlargement on bail.

Learned APP files objections to bail application contending that if the accused person is enlarged on bail, he will commit similar offences in future and he may also abscond.

I have heard the arguments of both sides.

Perused the case papers in detail.

The only point that arises for Court's consideration is:

“Whether bail can be granted to the accused person?”

My answer to the above point for consideration is in the affirmative for the following:

REASONS

Having heard the arguments and upon perusal of the case papers, it is to be noticed that a crime comes to be registered against the accused person by Karwar Rural police Station vide crime No. 52/2024 for the commission of offences punishable under Section 32 and 34 of the Karnataka Excise Act.

At the out set it is to be noted that though the offences alleged are non bailable in nature, they are not

punishable with imprisonment for life or death.

It is relevant to note that the offences alleged by exclusively triable by this Court.

At this stage it appears to the Court that the accused has made out sufficient grounds to grant bail. In the case on hand, the IO has filed charge sheet and after being summoned, the accused has appeared before this Court and sought bail.

Considering all the above this court of the opinion that if the accused person is enlarged on bail by imposing suitable conditions, the apprehension of the prosecution could be met with and it will also meet the ends of justice. Therefore the accused person can be admitted to bail. Thus the instant bail application deserves to be allowed. Answering the point for consideration in the Affirmative, I pass the following:

ORDER

The bail application filed by the accused under Section 480 of BNSS is allowed.

As a result, the accused is enlarged on bail on the following conditions.

1. The accused shall execute personal bond for a sum of Rs.50,000/- with one surety for like sum.
2. The accused person shall attend the Court regularly.
3. He shall not threaten the prosecution witnesses and hamper investigation and he shall co-operate the investigation.

4. He shall not commit similar or other offences.

Sd/-

Addl. Senior Civil Judge and
JMFC., Karwar.

Surety by name Anandu Gopal Joglekar, Aged 68 years, R/o. Hattikeri, Sakalben, Ankola Taluk is present and files surety affidavit, RTC extract bearing Sy No.128/6 measuring 0-2-0 situated at Sakalbena, Ankola Taluk along with copy of adhar card.

Enquired with the surety.

Perused the above records.

Satisfied.

Hence the surety is accepted.

Office to take bonds.

For HBC.

Sd/-

Addl. Senior Civil Judge and
JMFC., Karwar.