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Crl.Misc.262/2026

**IN THE COURT OF THE 1st ADDL DISTRICT AND SESSIONS
JUDGE, YADGIR**

Dated this the **30th day of May, 2026**

PRESENT

Sri.Marulasiddaradhya H.J.

B.A, LL.B.,LL.M

I/c 1st Addl. District and Sessions Judge,
Yadgir.

CRIMINAL MISCELLANEOUS No. 262/2026

Petitioners/Accused:

1. Narasappa S/o Bhimanna Melgiri,
Age: 44 years, Occ: Agriculture,
2. Anita W/o Narasappa Melgiri,
Age: 41 years, Occ: Household,
Both are R/o: Gajarkot,
Tq: Gurumitkal, Dist: Yadgir.

(By Sri.Umakanta S.K., Advocate)

Vs.

Respondent:

The State through Gurumitkal P.S.

(By Public Prosecutor, Yadgir)

ORDER

This petition is filed by the petitioners under Section 482 of the Bharatiya Nagarik Suraksha Sanhita-2023 (in short 'BNSS-



2023'), seeking anticipatory bail apprehending their arrest in Crime No.120/2026 of Gurumitkal Police Station, for the offences punishable under Sections 115(2, 118(1), 352, 351(3) R/w Sec.3(5) of BNS, 2023.

2) The petitioners have presented their petition on various grounds.

3) The learned Public Prosecutor after service of notice appeared in this case and filed detailed objection with C.D. by praying to reject the bail petition.

4) Heard both sides. Perused ground of the petition, objections and documents on record.

5) The following points arise for my determination:

1) Whether the petition U/Sec.482 of BNSS is deserves to be allowed?

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 case of the prosecution in brief as per the contents of FIR is that, on 17.05.2026 complaint is lodged before Gurumitkal P.S with the allegation that on the previous day at about 8.00 p.m., in connection with the previous enmity the accused putting nails to the wall quarrel held between them and subsequently the accused started quarreling with them and abused him in filthy language. The accused No.1 took out a club and assaulted on the head of complainant's husband by causing severe bleeding injury. Accused No.2 took out another club and assaulted on the left shoulder when the complainant intervened to pacify the quarrel, accused No.2 assaulted her with club and hands. The same has been pacified by her brother-in-law and neighbors. Subsequently, both the accused threatened to the life of complainant and her husband. Thereafter, they went to Gurumitkal hospital and took treatment. Accordingly, complaint is registered as Crime No.120/2026 for the aforesaid offences.

8) The petitioners being apprehended of pre-arrest filed



this petition on the ground that they are innocents and falsely implicated in this case. They have not committed any alleged offences. There is inordinate delay in lodging complaint. All the offences are triable before Judicial Magistrate of First Class. The petitioners have no criminal antecedents. They are the permanent residence with depending family members, occupation and ready to abide by any conditions.

9) The learned public prosecutor in his objection with C.D prays to reject the bail petition as investigation is pending and petitioners committed serious offences. In case of releasing the petitioners they may threaten the prosecution witnesses and destroy its evidence.

10) The grounds of the petition along with facts and circumstances of the case clearly reveals that there is inordinate delay in lodging the complaint. The prosecution has not alleged criminal antecedents to the petitioners. The allegations are triable before JMFC. The petitioners are the permanent residents with their own occupation and dependency.



11) The facts of the case reveal that previous enmity quarrel held between the complainant's husband and the accused. All the accused assaulted complainant and her husband with clubs and hands by causing them severe injuries. It is to be noted as both the victims are out of danger to their lives and safety and discharged from the hospital.

12) The prosecution has not alleged any criminal antecedents to these petitioners. Both the petitioners are permanent residents with their own occupation and depending family members. There is no necessity to detain the petitioners in custody for any purpose.

13) Hence, by considering the facts and circumstances of the case along with nature and extent of punishment, I am of the opinion that, the petitioners are entitled for bail subject to reasonable conditions to satisfy objection of learned Public Prosecutor. Thus, I answer Point No.1 in the **Affirmative**.

14) POINT NO.2:- In view of my findings on point No.1, I proceed to pass the following:

**ORDER**

The petition filed by the petitioners/accused under Section 482 of BNSS., is hereby allowed.

The petitioners/accused are ordered to be released on bail on executing personal bonds for Rs.1,00,000/- each with one surety for all for the like-sum in the event of their arrest by the respondent police in Cr.No.120/2026, subject to the following conditions;

1. The petitioners/accused shall surrender before the jurisdictional I.O. or the court within 15 days from the date of this order and comply the conditions.
2. The petitioners/accused shall co-operate with IO for the purpose of investigation.
3. The petitioners/accused shall not abscond or tamper with prosecution evidence.
4. The petitioners/accused shall appear before the court on every date of hearing unless expressly exempted by order of the court.

(Dictated to the Stenographer Grade-III transcribed, corrected it, taken out print, signed and then pronounced by me in the open Court on **30th day of May, 2026**)

(Marulasiddaradhya H.J.)
I/c Ist Addl. District and Sessions Judge,
Yadgir.