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Crl.Misc.No.290/2026

Presented on : 02-06-2026

Registered on : 03-06-2026

Decided on : 09-06-2026

Duration : 1 weeks 0 days

**IN THE COURT OF THE I ADDL DISTRICT &
SESSIONS JUDGE, YADGIR**

Dated: This the 9th day of June, 2026

:Present:

Sri. A. EARANNA, M.Com., L.L.M.,
I Addl. Dist. & Sessions Judge, Yadgir

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Petitioners/Accused No.1 to 6 :

1. Pradeep s/o Roopasing Rathod, Age:26 Years, Occ:Business,
2. Laxmi W/o Roopasing Rathod, Age:50 Years, Occ:Household,
3. Roopsing Rathod S/o Dongrya, Age:53 Years, Occ:Agri, all are r/o Ashoknagar Tanda, Tq. & Dist.Yadgir, now residing at Kalwa Station, MIDC Pipeline, Mumbai Maharashtra.
4. Jayaram s/o Dongrya, Age:45 Years, Occ:Agri, r/o Mundaragi Ashoknagar tanda, Tq. & Dist.Yadgir.
5. Jyothibai w/o Mahesh, Age:28, Occ:Household,
6. Mahesh S/o Kishan, Age:30 Years, Occ:Electrician, both are r/o

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Keshavnagar
(Maharashtra)

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Mundwa,

CrI.Misc.No.290/2026
Pune

(By Sri.K.Mohd.Akbar, Advocate).

Vs.

Respondent:

The State through Yadgiri Women Police Station,

(By Public Prosecutor)

ORDER

The petition is filed by the petitioners/accused No.1 to 6 under Section 482 of BNSS for an order of anticipatory bail.

2) On the strength of complaint the Yadgir Women police have registered the case in Crime No.40/2026 for the offences punishable under Sections 85, 115(2), 351(2), 352, 54 R/w 190 of BNS and secs.3, 4 of D.P.Act.

3) In the bail petition it is contended that they are nothing to do with the alleged offence they have been falsely involved in the above case. They have not committed any



offences. The respondent police have falsely implicated the petitioners in the case on hand, on the basis of false complaint filed by the complainant. The alleged offences are not punishable with death or imprisonment for life. Petitioners are ready to furnish the surety to release them on bail. On these grounds, the petitioners prays to allow the bail petition.

4) The learned Public Prosecutor filed the objection contending that present bail petition is not maintainable, same is liable to be dismissed. Accused persons gave dowry harassment and gave physical mental torture to the complainant and abused in filthy language. If the petitioners are released on bail then they may hamper and tamper the prosecution case and case is under investigation along with other grounds he pray to dismiss the bail petition.

5) Heard both sides. Perused the record.



6) Following points arise for consideration of this Court:

1. Whether the petitioners are made out grounds to enlarge them on anticipatory bail under Section 482 of BNSS.?
2. What Order?

7) 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

8) **Point No.1:-** The counsel for the petitioners argued that at no point of time petitioners have committed alleged offences as alleged by the respondent police. Alleged offence U/sec.85 of BNS is non-bailable in nature, other offences are bailable in nature and triable by the court of Magistrate. Petitioners are ready to abide by any conditions that may be imposed by the court and they are ready to execute the bonds as directed by the Court. Therefore, they pray to allow the bail petition.



9) The learned Public Prosecutor argued that case is under investigation. If the petitioners are released on bail then they may hamper and tamper the prosecution case along with other grounds he prays to dismiss the bail petition.

10) On perusal of the prosecution case, one Smt.Pooja has filed the complaint on 15.2.2026 stating that she got married petitioner No.1 on 24.3.2025 at the time of marriage parents of the complainant had paid an amount of Rs.3,50,000/- and gold to the extent of 8 tola and utensils worth Rs.2,50,000/-. After the marriage, complainant went to the house of petitioners to perform her marital life. They have lead cordially or a period of 6 months. Thereafter, petitioners are demanding dowry amount of Rs.5,00,000/- and 2 tolas of gold. Petitioners gave physical mental torture. Same is brought to the notice of parents of the complainant. Then parents of the complainant came to the house of petitioners asked the petitioners not to give physical



mental torture. Again, they have abused in filthy language and assaulted then on 11.11.2025 there was fair of Gram Devate then complainant and petitioners attended fair on the next day i.e. 12.11.2025 at about 11 a.m., Petitioner No.1 abused in filthy language and he has stated complainant would not got prepare the food. All the petitioners abused in filthy language and asked the complainant to bring extra dowry of Rs.5,00,000/- for that complainant denied to pay additional dowry. All the petitioners abused in filthy language, assaulted with hand, kicked and gave life threat same is brought to the notice of the complainant. Further, on 8.2.2026 son of one Laxmibai has giving sweet to the persons who were in the said locality then complainant asked why you are distributing the sweet. She came to know before her marriage petitioner No.1 is having relationship with one Anubai due to their relationship one male children was begotten, same was not brought to the notice of the complainant. Then



they sought an amount of Rs.5,00,000/- and 2 tolas of gold then on 27.2.2026 first petitioner assaulted with hand and kicked and other petitioners instigated the petitioner No.1 with the instigation petitioner No.1 assaulted with hand and kicked. Finally, she lodged the complaint against the petitioners. Based on the complaint, registered the case in Crime No.40/2026 for the aforesaid offences. At this stage, counsel for the petitioner filed the aforesaid petition seeking release them on bail.

11) On perusal of the averments of the complaint, as well as prosecution case complainant and petitioner has got married on 24.3.2025 at Ashoknagar tanda of Yadgir, at the time of marriage paid 8 tolas of gold and an amount of Rs.3,50,000/-. Apart from it, utensils worth Rs.2,50,000/- then again they have demanded dowry for that the petitioners have gave physical mental torture. Complainant was resided happily for a period of six months out of their wedlock no children



was begotten. On the other hand, complainant suspecting that one Anubai has got relationship with first petitioner. Due to their relationship one male child was begotten. Because of suspecting the petitioner No.1 and there is a some difference of opinion in between the petitioners and complainant for that complainant has lodged the complaint. Petitioners No.2, 3 are the senior citizens. Petitioners No.2, 5 are residing in Pune. Other petitioners are residing at Ashoknagar Tanda of Yadgir. Petitioners No.2 and 3 have got husband and wives and children. The petitioners are having landed properties in their names in the said place. Sec.85 of BNS is non-bailable in nature other offences are bailable in nature. All the offences are triable by the court of Magistrate but not punishable with death or imprisonment for life nor triable by the court of Session's. The counsel for the petitioners argued that respondent police are making hectic efforts to arrest the petitioners. If the petitioners



are arrested and remanded to JC their entire reputation in the society will be spoiled. Petitioners are ready to execute the bond and cooperate with the IO. While considering the bail application court ought to see the nature of the offence, gravity of the offence, fleeing away from the justice. Except petitioner No.3 and 6 all are residents of Ashoknagar Tanda of Yadgir District. IO has not sought for custodial interrogation of the petitioners. Prosecution has not produced any single document. Apart from this case, some other cases are pending against the petitioners. If the petitioners are arrested and remanded to JC then their entire dependents as well as family members would get untold hardship and loss. Therefore, considering the entire facts of the case, I am of the opinion that petitioners are entitled for bail. Hence, I answer the above Point No.1 in the **Affirmative.**

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



ORDER

The bail petition filed by the petitioners/accused No.1 to 6 U/s 482 of BNSS, is hereby allowed.

The respondent police are hereby directed to enlarge the petitioners on anticipatory bail in the event of their arrest in Crime No.40/2026 of respondent Police Station for the aforesaid offences on execution of personal bonds for Rs.50,000/- each with one surety for the like sum on the following conditions:

1. The petitioners shall join investigation and co-operate with I.O for investigation.
2. The petitioners shall not tamper with the prosecution evidence or influence the prosecution witnesses directly or indirectly in any manner.
3. The petitioners shall not indulge with offence of like nature.
4. In case, if the petitioners violate any of the above mentioned conditions, the prosecution is at

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liberty to move an application in such
cases for cancellation of bail.

(Dictated to the Stenographer Grade-II directly on computer typed by him,
corrected, signed and then pronounced by me in Open Court on this the
9th day of June, 2026).

(A. EARANNA)

I Addl. Dist. & Sessions Judge,
Yadgir.