

KABR010035292026



**IN THE COURT OF THE PRINCIPAL DISTRICT AND
SESSIONS JUDGE, BENGALURU RURAL DISTRICT,
BENGALURU**

Present:

Smt.B.S. REKHA., B.A.(LAW), LL.M.
Principal District & Sessions Judge
Bengaluru Rural District,
Bengaluru.

Dated this the 03rd day of August, 2026

Criminal Misc.No.1511/2026

Petitioners: Smt. Soujanya D.V,
W/o Kallesh M,
Aged about 37 years,
R/at No.55, Soujanya Nilaya,
Bannerghatta Road,
Kalkere,
Puttaraju Layout,
Bengaluru 560 083.

(By Sri Sunil Ambi-Advocate)

-VERSUS-

Respondent: The State by Varthur Police.

(By learned Public Prosecutor)

ORDER

The learned counsel for petitioner has filed this petition U/S.482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter called as BNSS, 2023, for convenience) praying for anticipatory bail on behalf of petitioner in Crime No.470/2026 of Varthur Police Station alleging the offences punishable under Ss.61(2), 62, 127(2), 336(2), 340(2), 351(2), 352 r/w 3(5) of Bharatiya Nyaya Sanhita, 2023 (hereinafter called as BNS, 2023 for convenience) & U/s.75 of the Juvenile Justice Act, 1986 on the file of learned Addl. CJM, Bengaluru Rural District, Bengaluru.

2. The case of prosecution is stated in the bail petition. It is further stated in the petition that she has not committed any offences as alleged. She is the Co-Producer and Director by profession and is producing a film under the name and style of 'Vriksha Maathe' based on the life story of Saalumara Thimmakka and

that she is also an actress in that film. She is married, settled with her husband. She is not in contact with the complainant, but she has been dragged in the web of crime. The accused No.1 who is the husband of the complainant has produced the film along with her, but the complainant without any basis alleging that her husband is having extra-marital affair with the petitioner. It is falsely alleged that petitioner was trying to kidnap the child of accused No.1. Without any basis, the complainant has alleged that the petitioner has forged the Aadhar card of the complainant. She is law abiding citizen and is ready to furnish surety and to abide by the conditions that may be imposed by this Court. The offences alleged against her is neither punishable with death or imprisonment for life. Hence, prayed for allowing the bail petition.

3. The Learned Public Prosecutor has filed objections to the petition, wherein she has narrated the

entire facts of case in short and contended that evidence needs to be collected regarding the forged Aadhaar card created by accused No.1 and 2. The victim boy needs to be subjected to counseling before the Child Welfare Officer. The complainant has produced a voice recording of accused No.3 calling accused No.1 and abetting/instigating the commission of the act, the truth/veracity of which needs to be verified. Since the investigation is still pending, it is requested to reject the application. There is *prima-facie* case against the petitioner. If petitioner is granted with anticipatory bail, there is every chance of tampering with the witnesses, hampering the investigation and committing similar offences. Hence, prayed for rejection of bail petition.

4. Heard arguments of both sides.

5. From the above facts, the points that arise for consideration are:-

1. Whether the petitioner is entitle for anticipatory bail?

2. What order?

6. Findings of this Court on the above points are as under:-

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

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

REASONS

7. **Point No.1**:- One Sunitha, W/o Venkata Santhosh Murali has lodged the complaint on 10.07.2026 at 3.10 p.m, which is registered in Crime No.470/2026 alleging the offences punishable U/Ss.61(2), 62, 127(2), 336(2), 340(2), 351(2), 352 r/w 3(5) of BNS, 2023 & U/S.75 of the JJ Act.

8.1. It is stated in the complaint that the complainant is the wife of accused No.1 and that their marriage was solemnized on 27.05.2015 at a temple near Chikka Tirupati as per Hindu customs, which was registered in the year 2021. Initially, their married life

was smooth. Subsequently, the accused No.1 exhibited irresponsible behavior and use to pick up quarrels for over petty matters and subjected her to mental harassment.

8.2. After the marriage, the accused No.1 had multiple extramarital affairs and on being questioned, he had mentally blackmailed her and posed life threats and neglected the responsibility of child. After the birth of the child, accused No.1 distanced himself from her and the child and despite having multiple sources of income; he constantly demanded money from her. Without contributing to household expenses, accused No.1 snatched gold ornaments worth more than ₹.10,00,000/- belonging to her. Furthermore, the accused No.1 together with petitioner/Saujanya and sister Sunanda/accused No.3 hatched a conspiracy to kidnap and murder the child, issued life threats, forged

Aadhaar records and subjected them to various forms of harassment.

8.3. In February/March 2024, she learnt that accused No.1 was having an extramarital affair with the petitioner and that he purchased gold ornaments worth approximately ₹.14,00,000/- and a car worth approximately ₹.13,00,000/- for her and that the petitioner and accused No.3 instigating the accused No.1 to abandon the child. Further, the petitioner by using Aadhaar details of the complainant created a fake Aadhaar card and used it for hotel stays and other suspicious activities. On 20.04.2026, the accused No.1, 3 and the petitioner conspired via phone, planned to kidnap her child from school and for that the accused No.1 even arranged a vehicle for it. Hence, prayed for taking suitable action against the petitioner and other accused persons.

9. The above facts alleged in the complaint *prima-facie* reveal the offences punishable U/Ss.61(2), 62, 127(2), 336(2), 340(2), 351(2), 352 r/w 3(5) of BNS, 2023 & U/S.75 of the JJ Act. Amongst them, offence punishable U/Ss. 75 of the JJ Act is non-bailable in nature and hence, the petitioner is having apprehension of her arrest, which appears to be genuine. The alleged offences are not punishable with death or imprisonment for life.

10. It is alleged against the petitioner that she is having an affair with the husband of the complainant i.e., accused No.1; that the petitioner has created a fake Aadhar card in her name using the details of the complainant and misusing it by impersonation and that the petitioner coupled with accused No.1 and 3 conspired to kidnap the child of the complainant to murder it. According to the complainant, she is having documents in respect of the same. But, the same are

not made available before this Court, at present by the prosecution. Moreover, the counsel for the petitioner has filed a memo along with copy of Aadhar card of the petitioner to show that the Aadhar card of the petitioner is not a fake one; and poster of the film 'Vriksha Maathe', wherein it is shown that petitioner is the Director and the accused No.1 as the Producer. However, the fact of involvement of the petitioner in the instant crime is a matter of trial.

11. The petitioner is ready to abide by the terms and conditions that may be imposed by this Court for her release. The apprehension of learned Public Prosecutor that tampering and threatening prosecution witnesses, commission of similar offences and abscondence of petitioner could be safeguarded by imposing suitable conditions. Therefore, the petitioner is entitle for anticipatory bail. Accordingly, the **point No.1** is answered in the ***Affirmative***.

12. **Point No.2:-** In view of findings on point No.1, this Court proceeds to pass the following:-

O R D E R

The bail petition filed under Section 482 of BNSS, 2023 is hereby ***allowed***.

Anticipatory bail is granted to the petitioner. The respondent-Police is hereby directed to release the petitioner on bail in the event of her arrest for the offences punishable Ss. U/Ss.61(2), 62, 127(2), 336(2), 340(2), 351(2), 352 r/w 3(5) of BNS, 2023 & U/S.75 of the JJ Act registered in Crime No.470/2026 of respondent police i.e., Varthur Police Station, Bengaluru Rural District, subject to following conditions:-

1. The petitioner shall execute personal bond for a sum of ₹.50,000/- with a surety for like-sum to the satisfaction of concerned Magistrate Court/arresting authority.
2. She shall not threaten or tamper with the prosecution witnesses directly or indirectly.

3. She shall not commit similar offences.
4. She shall appear before Investigating Officer, as and when called for investigation during the reasonable hours of the day.
5. She is hereby directed to appear before the concerned Magistrate within the period of 30 days from the date of this order to execute the personal bond and surety bond and also appear before the Investigating Officer.

If any of these conditions are violated, then the bail bond will be automatically cancelled.

(Dictated to the Stenographer Grade-I, transcribed and typed by him, corrected, print out taken, signed and pronounced by me in the open Court on this the 03rd day of August, 2026)

(B.S. REKHA)

Prl. District & Sessions Judge,
Bengaluru Rural District,
Bengaluru.