



Presented on : 25-07-2026
Registered on : 27-07-2026
Decided on : **30-07-2026**
Duration : 3 days

IN THE COURT OF V ADDL. DISTRICT AND SESSIONS JUDGE
KALABURAGI

DATED THIS THE 30th DAY OF JULY, 2026

:Present:

Shri. Oonkar Murthy K. M.,

B.Sc. LL.M.,

V Additional District and Sessions Judge,
Kalaburagi.

CRIMINAL MISCELLANEOUS No. 977/2026

PETITIONERS:

- 1) Anujkumar
S/o Basavaraj Janti,
Age: 32 years, Occ: Private work,
R/o Manalli Village, Tq: Dist: Bidar.
- 2) Padmavati
W/o Basavaraj Janti,
Age: 61 years, Occ: Household,
R/o Manalli Village, Tq: Dist: Bidar.
- 3) Aravind Kumar S/o Basavaraj,
Age: 43 yeas, Occ: Govt. Servant,
R/o Manalli Village, Tq: Dist: Bidar.



4) Arun Kumar S/o Basavaraj,
Age: 39 years, Occ: Govt. Servant,
R/o Dhavalgiri Apartment,
Kalaburagi.

5) Arun Kumar
S/o Rachanna Mulimani,
Age: 57 years, Occ: Govt. Servant,
R/o Kamalapur, Tq: Kamalapur,
Dist: Kalaburagi.

(Accused Nos.1 to 5 as per FIR)

(Rep. by Sri Umesh T. R., Advocate)

//Versus//

RESPONDENT :

The State of Karnataka through
City Women Police Station,
Dist: Kalaburagi.
(By learned Public Prosecutor)

ORDER

1. The Petitioner Nos.1 to 5/accused Nos.1 to 5 have filed this petition under Section 482 of BNSS seeking anticipatory bail in Crime No.64/2026 of City Women Police Station, Kalaburagi wherein offences punishable under Section 85, 115(2), 351, 352 R/w Section 3(5) of BNS-2023 have been alleged against the petitioners.



2. The learned Public Prosecutor has filed objections.
3. Heard the arguments of both the parties and perused the materials on record.
4. The following points would arise for my consideration:
 1. Whether the Petitioner Nos.1 to 5/accused Nos.1 to 5 have made out grounds for grant of anticipatory bail?
 2. What order?
5. My findings on the above points are as under:
 - Point No.1: In the ***Affirmative***
 - Point No.2: As per final order, for the following;

REASONS

6. **Point No.1:-** The case of the prosecution is that the complainant is married to accused No.1-Anuj Kumar on 02.05.2025. During the marriage dowry of ₹1,00,000/- with 5 tola gold and other household articles were given to the accused No.1. For about 2 months they lived happy married life. Accused No.1 used to message and call other



women over phone. When she questioned, accused No.1 had told her that he has married her only due to family pressure and has told her to give divorce and return to her house. The accused No.1 has also abused her with filthy language and has told her that he is going to marry another woman and thereby has treated with cruelty. Accused Nos.2 to 4 have also quarreled her and told her to leave accused No.1 as she is not befitting to their status and also they would have got more dowry if other girl was married to accused No.1. Accused No.5 has instigated accused No.1 by telling him to look for a girl in his workplace and to throw the complainant out of the house if not to kill her.

6.1. During October 2025, when her husband has picked up quarrel without any reason and told her that she should not speak against her mother and to be silent if she want to be in their house, if not has asked her to



return to her parent's house. Accused No.1 has assaulted her. Therefore she has called her brothers Shivaraja and Shivaprasad. When her brothers came to take her, accused No.1 had told them that he is going to give divorce to the complainant and has sent them back by abusing. Thereafter the complainant is residing in her parent's house. On 09.06.2026, a panchayath was held at Kalaburagi. All the accused persons have abused her before her family members and have refused to take her back. Accused No.1 has asked her to remove thali and to give divorce to him. Thereby all the accused persons have ill-treated the complainant with cruelty and thereby the accused persons have committed the offences punishable under Section 85, 115(2), 351, 352 R/w Section 3(5) of BNS-2023.

7. On the basis of the first information lodged by the complainant on 20.07.2026, City Women Police Station,



Kalaburagi have registered this case in Crime No.64/2026 for the offences punishable under Section 85, 115(2), 351, 352 R/w Section 3(5) of BNS-2023.

8. The Learned Counsel for the Petitioners has argued that the first information is lodged with delay of 40 days. There are no criminal antecedents against the petitioners. The alleged offences even though are non-bailable, are not punishable with death or imprisonment for life. No such heinous offence has been alleged against the petitioners. The petitioners are the permanent residents of the address shown in the cause title. The petitioners are facing apprehension of arrest from the respondent police. Hence, has prayed to enlarge the petitioners on anticipatory bail.
9. The Learned Public Prosecutor has argued that the petitioners colluding with each other have treated the complainant with cruelty thereby committing offence punishable under Section 85 of BNS. If the petitioners are



released on bail, they will repeat the similar offence and also tamper the prosecution witnesses. Hence has prayed to reject the bail application.

10. Perused the materials on record. The offences alleged against the petitioners are non-bailable, but are not punishable with death or imprisonment for life. The offences are triable by Court of Magistrate. The petitioners are stated to be the permanent residents of the address given in the cause title which has not been seriously disputed by the prosecution. The apprehension of arrest can be gathered from the materials available on record. Under the circumstances, considering the nature of the allegations and gravity of the offences, this Court is of the opinion that the petitioners have made out grounds for exercising discretion to enlarge them on anticipatory bail. The apprehension of the prosecution can be taken care by



imposing stringent conditions. Accordingly, I hold point No.1 in ***Affirmative.***

11. **Point No.2:** In view of the discussions made while answering the above point, I proceed to pass the following:

ORDER

The petition filed by the Petitioner Nos.1 to 5/accused Nos.1 to 5 under Section 482 of BNSS -2023 is hereby allowed.

The Petitioner Nos.1 to 5/accused Nos.1 to 5 are ordered to be released on bail in the event of their arrest in connection with Crime No.64/2026 of City Women Police Station, Kalaburagi for the offences punishable under Section 85, 115(2), 351, 352 R/w Section 3(5) of BNS-2023 by taking bond for a sum of Rs.1,00,000/- from each of the accused with a surety for the like sum subject to the following conditions:

- 1) The Petitioner Nos.1 to 5/accused Nos.1 to 5 shall appear before the SHO or Investigating Officer of respondent Police



Station within 7 days from the date of this order and co-operate with the investigation.

- 2) They shall appear before the Investigating Officer or Court whenever summoned.
- 3) They shall not commit similar offences.
- 4) They shall not threaten or tamper prosecution witnesses.
- 5) They shall file affidavit before the Investigating Officer giving their complete address, document to show their identity, contact number along with documents relating to their residence with photos of their house sufficient to locate it easily.
- 6) They shall not change their residence and contact number without prior intimation to the Investigating Officer or Court.

(Dictated to Adalath AI, transcribed and verified by Stenographer Gr-III by comparing with audio recording, thereafter corrected and then pronounced by me in the open Court on this the **30th Day of July - 2026**).

(Oonkar Murthy K. M.)
V Addl. Dist. & Sessions Judge,
Kalaburagi.