



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 27TH DAY OF MARCH, 2026
BEFORE
THE HON'BLE MR. JUSTICE HANCHATE SANJEEVKUMAR
CRIMINAL PETITION NO.100535 OF 2026
(438 OF Cr.PC/482 OF BNSS)

BETWEEN:

SRI RAJASHEKAR V. VADATER,
AGE: 33 YEARS, OCC: TEACHER,
R/O. M. M. CHIKKEROOR, 135,
TAPOVAN NAGAR, NEAR NEHRU NAGAR,
DHARAWD, ALSO C/O. VIDYARANYA SCHOOL,
DHARWAD-580001.

...PETITIONER

(BY SRI NEELENDRA D. GUNDE, ADVOCATE)

AND:

STATE OF KARNATAKA,
BY DHARWAD TOWN P.S., REPRESENTED BY
THE STATE PUBLIC PROSECUTOR
HIGH COURT BUILDING, DHARWAD-580001.

...RESPONDENT

(BY SRI ABHISHEK MALIPATIL, HCGP)

THIS CRIMINAL PETITION IS FILED U/S.438 OF THE CODE OF CRIMINAL PROCEDURE, (U/S.482 OF BNSS) PRAYING TO GRANT HIM ANTICIPATORY BAIL AND DIRECT RESPONDENT POLICE TO RELEASE THEM ON BAIL IN THE EVENT OF THEIR ARREST BY THE RESPONDENT POLICE IN THE CRIME NO.27/2026 OF DHARWAD TOWN PS REGISTERED FOR THE OFFENCE PUNISHABLE U/S.318(4), 351(2), 352, 351(3) OF BNS, PENDING BEFORE 2ND ADDL. CJ AND CJM (JR.DIV) JMFC COURT DHARWAD, IN THE INTEREST OF JUSTICE AND EQUITY.

THIS PETITION COMING ON FOR ORDERS, THIS DAY ORDER WAS MADE THEREIN AS UNDER:



CORAM: THE HON'BLE MR. JUSTICE HANCHATE SANJEEVKUMAR

ORAL ORDER

The petition is filed by the accused under Section 438 of Cr.P.C. seeking to grant anticipatory bail with the following prayer:

"WHEREFORE, the Petitioner/Accused most humbly prays that this Hon'ble Court may be pleased to grant him anticipatory bail & direct respondent police to release them on bail in the event of their arrest by the respondent police in the Crime No.27/2026 of Dharwad Town PS, registered for the offences punishable under section u/s. 318(4), 351(2), 352, 351(3) of BNS, pending before learned 2nd Addl. CJ and CJM (Jr. Div) JMFC Court Dharwad in the interest of justice and equity."

2. It is the brief case of prosecution as per complaint averments that the son of the complainant was studying in 10th Standard over 16 years old and accused had told the son of the complainant to bring the gold ornaments kept in treasury of house of the complainant by luring that he would give question paper in advance so as to pass examination easily and accordingly, believing his words the son of the complainant has given some gold



ornaments to the accused. After some days when the complainant asked whereabouts of the gold ornaments from the members of house, then the son of the complainant told about the incident and when the complainant went to the house of accused asking to return the gold ornaments, but the accused refused and abused the complainant in filthy language and threatened with criminally intimated. Therefore, with these accusations the offences are registered in crime against the accused.

3. Heard Sri.Gunde Neelendra Dhanyakumar, learned counsel appearing for the petitioner/accused and Sri.Abishek Malipatil, learned HCGP appearing for the respondent/State.

4. Learned counsel for the petitioner/accused submitted that the accused/petitioner is a teacher working in a School and has not committed any offences as alleged and complaint lodged is false one. It is submitted that the petitioner/accused is a teacher therefore absconding is



remote and prays to grant anticipatory bail by imposing conditions.

5. Learned HCGP appearing for the respondent/State opposes the grant of anticipatory bail to the petitioner/accused.

6. Upon considering the complaint averments as above stated the petitioner/accused is a teacher and he is easily available for the investigation. The Investigating Officer can secure the petitioner for investigation at any time. Further the offences alleged neither punishable with death nor imprisonment for life. Therefore, without expression any opinion on the merits involved in the case, the petitioner is granted anticipatory bail with following conditions.

7. Accordingly, I proceed to pass the following:

ORDER

i) The petition is ***allowed***.



- ii) The petitioner/accused is hereby ordered to be enlarged on bail in the event of his arrest in Crime No.27/2026 registered by Dharwad Town Police Station, Dharwad, on 25.12.2025 for the offence punishable under Sections 318(4), 351(2), 351(3) and 352 of Bharatiya Nyaya Sanhita, 2023, pending on the file of 2nd Addl. CJ and CJM (Jr.Div.) JMFC Court, Dharwad, subject to the following conditions.
- a) The petitioner/accused shall execute a personal bond for a sum of Rs.1,00,000/- each along with one surety for the like sum to the satisfaction of the Trial Court.
- b) The petitioner/accused shall appear before the trial Court and shall seek for regular bail within ten days from the date of receipt of a copy of this order.



- c) The petitioner/accused shall not indulge in same or any other criminal activities, till completion of trial.
- d) The petitioner/accused shall not leave the jurisdiction of the Trial Court without prior permission of the Court.
- e) The petitioner/accused shall not tamper and threaten the prosecution witnesses in any manner.
- f) The petitioner/accused shall mark their attendance before the concerned police station on every Saturday between 11.00 a.m. to 02.00 p.m.
- g) The petitioner/accused shall attend the Court regularly during the trial without fail. If not attend for consecutive two times, it entails cancellation of bail.



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- iii) Violation of any one of the conditions would entitle the prosecution to seek for cancellation of bail.

**Sd/-
(HANCHATE SANJEEVKUMAR)
JUDGE**

DR /CT-AN
List No.: 1 Sl No.: 56