



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 21ST DAY OF MAY, 2026

BEFORE

THE HON'BLE MR. JUSTICE K. V. ARAVIND

CRIMINAL PETITION NO. 6403 OF 2026

BETWEEN:

CHANDAVVA
WIFE OF TAMMARAY SARAWAD,
AGED ABOUT 50 YEARS,
R/AT PLOT NO.2001, KALIKA NAGAR,
SHRAMA ROAD, BIJAPUR, VIJAYAPURA,
KARNATAKA - 586 103

...PETITIONER

(BY SRI. MOHANA C., ADVOCATE)

AND:

STATE BY JIGANI POLICE STATION
BENGALURU RURAL DISTRICT
(REPRESENTED BY STATE PUBLIC PROSECUTOR
HIGH COURT BUILDING,
BENGALURU)

...RESPONDENT

(BY SMT. M.M. WAHEEDA, HCGP)

THIS CRL.P IS FILED U/S 438 CR.P.C (U/S 482 BNSS) BY
THE ADVOCATE FOR THE PETITIONER PRAYING THAT THIS
HONOURABLE COURT MAY BE PLEASED TO ALLOW THE
ANTICIPATORY BAIL PETITION BY DIRECTING THE
RESPONDENT IN JIGANI P.S., TO RELEASE THE
PETITIONER/ACCUSED NO.2 ON BAIL IN THE EVENT OF HER



ARREST IN CR.NO.64/2026, FOR THE OFFENCE P/U/S 80 OF BNS, 2023, PENDING BEFORE THE HONBLE III ADDL. DISTRICT AND SESSIONS JUDGE, AT ANEKAL.

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

CORAM: HON'BLE MR. JUSTICE K. V. ARAVIND

ORAL ORDER

This petition under section 482 of the Bharatiya Nagarika Suraksha Sanhita, 2023 (for short, 'BNSS 2023') is by accused No.2 in Crime No.64/2026 registered by the Jigani police station for offence punishable under Section 80 of Bharatiya Nyaya Sanhita (BNS) 2023.

2. Sri Mohan C., learned counsel for the petitioner, submits that the petitioner/accused No.2 is the mother of accused No.1 residing in Vijayapura District, whereas the alleged incident has taken place in Anekal taluk, Bangalore. It is submitted that the petitioner is not involved in the alleged incident. It is submitted that the petitioner would co-operate for investigation by the respondent police.



3. Learned High Court Government Pleader submits that the incident is at the instigation of accused No.2. It is submitted that if the petitioner is granted bail, the petitioner may not co-operate in the investigation.

4. Having considered the submissions made by the counsel for the petitioner and the learned High Court Government Pleader and on perusal of the FIR, there are no specific allegations against the petitioner for involvement in the alleged crime. Moreover, the petitioner was residing in Vijayapura district and the alleged incident took place in Bangalore. The presence of the petitioner at the time of the incident is also not forthcoming. *Prima facie*, the ingredients to attract the alleged offence are not met.

5. In the light of the above, this Court passes the following:

ORDER

- i. The criminal petition is allowed;
- ii In the event of the arrest of the petitioner/accused No.2 in Crime No.64/2026 registered by Jigani police station for offence punishable under Section 80 of



Bharatiya Nyaya Sanhita (BNS) 2023, they shall be enlarged on bail, subject to the following conditions;

- (a) The petitioner shall execute a personal bond for a sum of Rs.1,00,000/- (rupees one lakh only) with one surety for the likesum to the satisfaction to the investigating officer.
- (b) The petitioner shall appear before the investigating officer within a period of fifteen days from the date of this order to execute the personal bond for a sum of Rs.1,00,000/- and also to furnish one surety for the like sum.
- (c) The petitioner shall cooperate with the investigation as and when required.
- (d) The petitioner shall appear before the trial Court on all hearing dates without fail unless exempted.
- (e) The petitioner shall not threaten the prosecution witnesses nor hamper the court proceedings.



(f) The petitioner shall not indulge in any criminal activity.

(g) In case the petitioner violates any of the bail conditions stated above, liberty is reserved to the prosecution to file necessary application for cancellation of bail.

Sd/-
(K. V. ARAVIND)
JUDGE