



**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 13<sup>TH</sup> DAY OF AUGUST, 2024**

**BEFORE**

**THE HON'BLE MR JUSTICE S VISHWAJITH SHETTY**

**CRIMINAL PETITION NO. 7831 OF 2024**

**BETWEEN:**

MANJUNATHA M  
S/O KEMPARAJU  
AGED ABOUT 33 YEARS  
R/AT MOGARAHALLI MANTI  
VILLAGE, SRIRANGAPATNA TALUK  
MANDYA 571 438.

...PETITIONER

(BY SRI SREENIVASAN M Y.,ADVOCATE)

**AND:**

STATE OF KARNATAKA  
BY WOMEN POLICE STATION  
MANDYA DISTRICT 571 401  
R/P BY SPP, HCK  
BANGALORE - 560 001.

...RESPONDENT

(BY SRI CHANNAPPA EERAPPA, HCGP)

THIS CRL.P IS FILED U/S 439 CR.PC PRAYING TO RELEASE THE ABOVE NAMED ACCUSED ON BAIL IN CR.NO.86/2023 OF MANDYA WOMEN POLICE STATION, MANDYA FOR THE OFFENCE P/U/S 498A, 307, 324, 504, 506 OF IPC AND THE SAME IS PENDING IN S.C.NO.5032/2024 ON THE FILE OF III ADDL. DIST. AND SESSIONS JUDGE, MANDYA (SITTING AT SRIRANGAPATNA). THE III ADDL. DIST. AND SESSIONS JUDGE, MANDYA (SITTING AT SRIRANGAPATTANA).

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

CORAM: HON'BLE MR JUSTICE S VISHWAJITH SHETTY





**ORAL ORDER**

1. Accused in S.C.No.5032/2024 pending before the Court of III Addl. District & Sessions Judge, Mandya, sitting at Srirangapatna, arising out of Crime No.86/2023 registered by Mandya Women Police Station, Mandya, for the offences punishable under Sections 498A, 307, 324, 504, 506 IPC, is before this Court under Section 439 Cr.PC.
2. Heard the learned Counsel for the parties.
3. FIR in Crime No.86/2023 was registered by Mandya Women Police Station, Mandya, initially for the offences punishable under Sections 498A, 307, 504, 506 IPC on the basis of the first information dated 29.12.2023 received from Meenakshi who is the wife of the petitioner. In the said case, petitioner was arrested on 29.12.2023 and remanded to judicial custody. Investigation in the case is completed and charge sheet has been filed. Bail application filed by the petitioner before the Trial Court in S.C.No.5032/2024 was rejected on 22.05.2024. Therefore, he is before this Court.
4. Learned Counsel for the petitioner having reiterated the grounds urged in the petition, submits that the victim has



suffered simple injuries in the incident in question. He, accordingly, prays to allow the petition.

5. Per contra, learned HCGP has opposed the petition.

6. The material on record would go to show that in respect of the incident that had taken place on 25.12.2023, wherein the petitioner had allegedly assaulted his wife who is the first informant in the present case, belatedly first information was lodged on 29.12.2023. Petitioner has been arrested in the present case on 29.12.2023. Investigation in the case is completed and charge sheet has been filed.

7. The material on record would go to show that the first informant who is the victim in the present case has suffered only simple injuries in the incident that had taken place on 25.12.2023. Petitioner is the husband of the first informant. He is in custody ever since 29.12.2023. Investigation in the case is completed and charge sheet has been filed. Under the circumstances, I am of the opinion that the petitioner's prayer is required to be answered affirmatively. Accordingly, the following order:



8. The petition is allowed. The petitioner is directed to be enlarged on bail in S.C.No.5032/2024 pending before the Court of III Addl. District & Sessions Judge, Mandya, sitting at Srirangapatna, arising out of Crime No.86/2023 registered by Mandya Women Police Station, Mandya, for the offences punishable under Sections 498A, 307, 324, 504, 506 IPC, subject to the following conditions:

a) Petitioner shall execute personal bond for a sum of Rs.1,00,000/- with two sureties for the likesum, to the satisfaction of the jurisdictional Court;

b) The petitioner shall appear regularly on all the dates of hearing before the Trial Court unless the Trial Court exempts his appearance for valid reasons;

c) The petitioner shall not directly or indirectly threaten or tamper with the prosecution witnesses;

d) The petitioner shall not involve in similar offences in future;

e) The petitioner shall not leave the jurisdiction of the Trial Court without permission of



the said Court until the case registered against him  
is disposed off.

**Sd/-  
(S VISHWAJITH SHETTY)  
JUDGE**

KK