NC: 2026:KHC-D:8020
CRL.A No. 100249 of 2026

HC-KAR

IN THE HIGH COURT OF KARNATAKA AT DHARWAD

DATED THIS THE 19TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

CRIMINAL APPEAL NO.100249 OF 2026

(U/S 14 A(2) of SC and ST ACT)

BETWEEN:

1. R. SAGARA S/O. HANUMANTHAPPA,
   AGED ABOUT 16 YEARS, OCC. STUDENT,
   R/O. GUDIKATTEKERE VILLAGE,
   TQ. HARAPANAHALLI, DIST. VIJAYANAGAR,
   SINCE HE IS MINOR REP. BY HIS NATURAL
   GUARDIAN HIS R HANUMANTHAPPA-583131.

2. RUDRAPPANAVARA MADANA S/O. KEMPAPPA,
   AGED ABOUT 18 YEARS, OCC. COOLIE,
   R/O. GUDIKATTEKERE VILLAGE,
   TQ. HARAPANAHALLI, DIST. VIJAYANGARA-583131.

3. MANIKANTHA RUDAPPANAVAR S/O. KENCHAPPA R.,
   AGED ABOUT 16 YEARS, OCC. STUDENT,
   R/O. GUDIKATTEKERE VILLAGE,
   TQ. HARAPANAHALLI, DIST. VIJAYANAGARA,
   SINCE HE IS MINOR REP. BY HIS NATURAL
   GUARDIAN HIS KENCHAPPA-583131.

...APPELLANTS

(BY SRI. S.B. DODDAGOUDAR, ADVOCATE)

Digitally signed by
CHANDRASHEKAR
LAXMANKATTIMANI
Location: HIGH COURT
OF KARNATAKA
DHARWAD BENCH
DHARWAD

AND:

1. THE STATE OF KARNATAKA,
   (BY HARAPANAHALLI POLICE STATION,
   HARAPANAHALLI)
   REP. BY SPP, HIGH COURT BUILDING,
   DHARWAD-580011.

2. SMT. HALAMMA C W/O. MANJUNATH C.,
AGE. 30 YEARS, OCC. HOUSEHOLD WORK,
R/O. 9TH WARD, VALMIKINAGAR HARAPANAHALLI,
TQ. HARAPANAHALLI, DIST. VIJAYANAGAR-583131.

3. MANJUNATH C.,
AGE. 33 YEARS, OCC. FARMER,
R/O. 9TH WARD, VALMIKINAGAR HARAPANAHALLI,
TQ. HARAPANAHALLI, DIST. VIJAYANAGAR-583131.

4. ANNAPPA C.,
AGE. 28 YEARS, OCC. AUTO DRIVER,
R/O. UPPARAGERI, GUNDIKATTEKERE CIRCLE,
HARAPANAHALLI, VIJAYANAGAR DIST-583131.

…RESPONDENTS

(BY SMT. GIRIJA S.HIREMATH, HCGP FOR R1;
NOTICE TO R2 TO R4 SERVED)

THIS CRIMINAL APPEAL IS FILED 14(A)(2) OF SC/ST ACT, 1989 PRAYING TO SET ASIDE THE ORDER DATED 30.04.2026 PASSED IN CRL.MISC. 230/2026 IN THE ADDL. DIST. AND SESSIONS JUDGE, HOSAPETE (VIJAYANAGARA DIST) AND ENLARGE TYHE APPELLANTS ON ANTICIPATORY BAIL IN HARAPANAHALLI P.S. CRIME NO.85/2026 FOR THE OFFENCES PUNISHABLE UNDER SECTIONS 109, 118(1), 115(2), 352, 79, 351(2) READ WITH SECTION 3(5) OF BNS, 2023, AND SECTIONS 3(1)(R), 3(1)(S), 3(1)(W)(I)(II), 3(2)(V-A), 3(2)(V) OF SC AND ST (PREVENTION OF ATROCITIES) ACT 1989 (FOR SHORT, '1989 ACT') ON SUCH TERMS AND CONDITIONS AS THIS HON'BLE COURT DEEMS FIT AND JUST, ON FOR HAS THE APPELLANTS/ACCUSED NO.2 TO 4 ARE CONCERN.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL JUDGMENT

Heard the learned counsel appearing for the appellants and learned High Court Government Pleader (HCGP) for respondent No.1/State.

2. This appeal is filed challenging the order of rejection of bail in Criminal Miscellaneous No.230/2026 before the Sessions Judge at Hosapete vide order dated 30.04.2026.

3. The appellants have sought bail in connection with Crime No.85/2026 registered before Harapanahalli Police Station, Taluk Vijayanagara. The offences alleged are under Sections 109, 118(1), 115(2), 352, 79, 351(2) read with Section 3(5) of Bharatiya Nyaya Sanhita, 2023 (BNS) and Sections 3(1)(r), 3(1)(s), 3(1)(w)(i)(ii), 3(2)(v-a), 3(2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

4. The learned counsel appearing for the appellants would submit that, appellants No.1 and 3 were minors and appellant No.2 was aged 18. It is submitted that, all the appellants belong to Scheduled Caste and the allegation in the complaint that the victims have been abused with reference to

their caste by Kiran, who is not an appellant here and is accused No.1. The present appellants are accused No.2 to 4.

5. It is further alleged by the learned counsel for the appellants that, the charge sheet is filed and custodial interrogation is not required. It is also urged that, no over-act is attributed against the appellants stating that they have used the weapons to cause the alleged injury on the victims.

6. It is further stated that no criminal antecedents are there against the appellants and they would co-operate for the speedy trial.

7. Learned HCGP would oppose the appeal on the premise that, the victim has suffered serious injury and in case, the bail is granted, the appellants may not co-operate with the trial and may threaten the witnesses and destroy the evidence.

8. The Court has considered the contentions raised at the Bar and perused the records.

9. Admittedly, appellants No.1 and 3 are minors and all the appellants are stated to be the persons belonging to Scheduled Caste and Scheduled Tribe.

10. It is seen from the complaint that, there is no allegation against the appellants that they have used the weapons to cause the alleged injury on the victims. The allegation of causing injury by using the weapon is on accused No.1.

11. It is also now stated that, the investigation is over and the charge sheet is filed. This being the position, the custodial interrogation is not required.

12. The respondents have not pointed out any criminal antecedents against the appellants. The apprehension that the appellants may not co-operate for the fair trial can be taken care of by imposing stringent conditions. Under these circumstances, the appellants are entitled to bail. Hence, the following:

ORDER

Appeal is ***allowed*** subject to the following conditions:

i. Appellants shall appear before the jurisdictional police within 15 days from today and shall be released on bail in connection with Crime No.85/2026

registered before Harapanahalli Police Station.

ii. Appellants shall furnish bail bond for a sum of ₹1,00,000/- each with two sureties for the likesum.

iii. Appellants shall co-operate with the investigation or inquiry.

iv. Appellants shall not threaten, induce, or promise anyone acquainted with the facts, nor tamper with evidence or witnesses.

v. Appellants shall furnish current address, active mobile number, to the jurisdictional police and intimate any changes within 48 hours.

vi. Appellants shall mark their attendance before the jurisdictional police on 1st and 3rd Saturday of every month.

vii. Appellants shall not leave the jurisdiction of the police station without prior information and intimation to the jurisdictional police.

viii. Appellants shall not commit any offences.

Sd/-
(ANANT RAMANATH HEGDE)
JUDGE

CLK
CT: UMD
List No.: 1 Sl No.: 0