

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7907 of 2026

Arising Out of PS. Case No.-325 Year-2025 Thana- KHARIK District- Bhagalpur

1. Sakho @ Sakina Khatoon @ Sako W/O Md. Nausad Resident of village-
Purbi Gharari, P.S.- Kharik, Distt.- Bhagalpur
2. Md. Nausad S/O Late Md. Okil Resident of village- Purbi Gharari, P.S.-
Kharik, Distt.- Bhagalpur
3. Dil Sana Begum @ Bibi Dilsana Khatoon @ Bibi Dilshan Khatoon D/O Md.
Nausad, W/O Md. Monazir Resident of village- Purbi Gharari, P.S.- Kharik,
Distt.- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sunil Kumar Singh, Advocate
For the Opposite Party/s	:	Mr. Madhura Nand Jha, APP
For the Informant	:	Mr. Deepak Kumar, Advocate
		Mr. Bhaskar Anand, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 01-04-2026 Heard the parties.

2. The petitioners are apprehending their arrest in connection with Kharik P.S. Case No. 325 of 2025 for the offence under sections 80, 351(2) and 351(3) of the BNS lodged on 27.10.2025 by the informant, Samina Khatoon.

3. As per the prosecution story, the informant alleged that the daughter was married six years ago with Muslim custom and rites but was always tortured for dowry. On 26.10.2025, the villagers informed the family about her death. This led to the FIR.



4. Learned counsel for the petitioners submit that the main role has been assigned to the husband, the petitioners herein are mother-in-law, sister-in-law and father-in-law and have no role to play. Actually, the mother-in-law was ill and undergoing treatment at Chandigarh at the relevant time and the Dy.S.P. has supported the said theory.

5. The informant has appeared and according to him, all the accused, including the petitioners, were present at the place of occurrence. Further, the *postmortem* report shows that it is a case of strangulation and the lady was killed. Earlier also, the *panchayati* took place and they had assured that she will be taken care of but completely giving a go by to the said assurance, the occurrence. He further submits that though an *alibi* of treatment is being taken by the family, nothing has been brought on record to show that the lady was undergoing treatment at Chandigarh during the relevant period.

6. This Court has gone through the facts of the case and the materials on record as also the *postmortem* report which was called for alongwith the case diary by the Coordinate Bench and the cause of death has been recorded as asphyxia due to strangulation. This Court cannot ignore the fact that even after the death, the family was not informed and it was the villagers



who gave the information to the informant which led to their rushing to the place of occurrence, informing the Police and only thereafter, the truth came to the light. The petitioners have not brought on record any material to prove their contention that they were not at the place of occurrence. In that background, no relief can be extended.

7. The anticipatory bail application stands rejected.

(Rajiv Roy, J)

Adnan/-

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