

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16785 of 2025

Arising Out of PS. Case No.-552 Year-2022 Thana- CHANPATIA District- West Champaran

Abdul Quyum Son of Late Shekh Chokat @ Late Shekh Sarif village-
Khairatiya Baladiha, Ward no. 06, Siswa Bhuinhar, Ps- Nawalpur, Dist- West
Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shikh Rizwan Son of Late Sheikh kalam village- Pokhariya Rai, Ps-
chanpatiya, Dist- West Chamaparan
3. Asmin Khatoon Wife of Late Seikh Kalam village- Pokhariya Rai, Ps-
chanpatiya, Dist- West Chamaparan

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Umesh Kumar Gupta, Advocate
For the State	:	Mr. Rajendra Prasad Nat, APP
For the Opp. Parties	:	Mr. Avinash Raj, Advocate

CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR
ORAL ORDER

2 10-04-2026 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite parties.

2. The petitioner has prayed for quashing the order taking cognizance dated 04.10.2024 passed by the learned Additional District and Sessions Judge-V, Bettiah, West Champaran, in connection with Sessions Case No. 242 of 2023 (arising out of Chanpatia P.S. Case No. 552 of 2022) for the offences under Sections 319(1)(2) of the Cr. P.C., whereby the petition of informant/petitioner has been rejected for summoning the opposite parties as an accused.

3. As per the prosecution case, the marriage of the



informant's/petitioner's daughter, namely Sabnam Khatoon, was solemnized with one Sheikh Arman in the year 2022 as per Muslim rites and customs. After a few months, all the accused persons started torturing her mentally and physically due to non-fulfilment of dowry demands. On 23.10.2022, the informant received information that *Asmin Khatoon* (sister-in-law of the deceased), *Sheikh Rizwan* (brother-in-law of the deceased), *Shahjahan Khatoon* (mother-in-law of the deceased), including *Sheikh Arman* (husband of the deceased), had strangled his daughter to death under a conspiracy. Upon hearing this, the informant, along with his family members, reached the matrimonial home of the deceased, where he found that they were trying to conceal the dead body. When he objected, accused *Shahjahan Khatoon* began arguing with the informant. Consequently, the informant immediately reported the matter to the local police station, *Chanpatia*, after which the police arrived at the crime scene and took custody of the dead body.

4. Learned counsel for the petitioner has submitted that there are sufficient grounds to summon O.P. Nos. 2 and 3, who are the brother-in-law and sisters-in-law of the deceased.

5. Learned counsel for the opposite parties has submitted that O.P. Nos. 2 and 3 were named in the FIR;



however, after a thorough investigation, the allegations were not found to be true against them, and the findings of the investigation were accepted by the learned Magistrate. Accordingly, no cognizance was taken against them. Moreover, the order by which the learned Magistrate did not take cognizance against the O.P. Nos. 2 and 3, was never challenged.

6. Having heard learned counsel for the parties and upon perusal of the records, this Court finds no ground to interfere with the impugned order dated 04.10.2024. Accordingly, the present application is dismissed.

(Praveen Kumar, J)

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