**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.73800 of 2026**

**CNR No. BRHC011094842026**

Arising Out of PS. Case No.-219 Year-2026 Thana- SUPPI District- Sitamarhi

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1. Seema Devi W/O Sri Awadhesh Jha @ Awadhesh Kumar Jha R/O Vill.- Gharbara, P.S.- Suppi, District- Sitamarhi
2. Nandan Kumar Jha @ Nandan Kumar S/O Sri Awadhesh Jha @ Awadhesh Kumar Jha R/O Vill.- Gharbara, P.S.- Suppi, District- Sitamarhi
3. Chanchal Kumar Jha S/O Sri Awadhesh Jha @ Awadhesh Kumar Jha R/O Vill.- Gharbara, P.S.- Suppi, District- Sitamarhi
4. Uday Thakur @ Uday Kumar Thakur S/O Late Krityanarayan Jha R/O Vill.- Sasaula, P.S.- Suppi, Dist.- Sitamarhi

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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**Appearance :**
For the Petitioner/s : Mr. Amrit Abhijat, Advocate
For the State : Mr. Ram Sevak Choudhary, A.P.P.
For the Informant : Mr. Vikash Kumar Jha, Advocate

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**

ORAL ORDER

2 28-10-2026 1. Heard learned counsel for the petitioners, learned A.P.P. for the State and learned counsel appearing on behalf of the informant.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 80 and 3(5) of the BNS, 2023.

3. Learned counsel for the petitioners submits that petitioners are persons with clean antecedent and the informant alleges that her daughter was married to Chandan on 05.12.2025 and after marriage, the accused persons inlcuding the petitioners

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started torturing her for dowry and threatened that if demand is not met, they will perform second marriage of Chandan and even used to assault her. It is further alleged that her daughter's elder brother-in-law, Chanchal Kumar Jha, (petitioner no. 3) made her obsence video while she was taking bath and used to presurrise her for establishing physical relation. It is next alleged that the informant on coming to know about the occurrence, complained to Chandan but he refused from taking any action on the pretext that he is his brother. It is further alleged that her son on 08.07.2026 went to meet his sister, when Seema Devi (petitioner no. 1) said that Chanchal Kumar Jha earns well and his sister will have to bear his inappropriate action and also disclosed that Chandan is an impotent person, hence, his sister will have to bear a child for Chandan from Chanchal Kumar Jha. It is next alleged that if an amount of Rs.8 lakhs is paid then his sister will be saved from the ordeal and thereafter her son came back and disclosed the said fact to the informant on 09.07.2026 on which the informant called Seema Devi and said that it is not possible for her to arrange the money, hence, Seema Devi asked her to take her daughter back or else she would be killed. It is further alleged that her daughter disclosed that Chandan is having an extra martial relation with another woman. It is next alleged that Chanchal Kumar Jha also threatened that if her daughter will stay at their place then she will

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be killed as his maternal uncle (Manohar) is in the police, hence, nothing will happen to them. It is further alleged that on 12.07.2026 she received an information that her daughter has been strangulated to death and thereafter hanged, hence, she went to the place of occurrence and found the dead body of her daughter lying and accused persons had fled. It is next alleged that the dead body was cremated and thereafter the FIR was instituted.

4. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case by the informant being mother-in-law, younger brother-in-law, elder brother-in-law and maternal uncle of the husband of the victim. It is further submitted that from perusal of the allegation as alleged in the FIR, the same does not inspire confidence. It is next submitted that no doubt, the victim died soon after marriage, as such, a presumption in law is against the husband and his family members but then all deaths are not dowry deaths. It is also submitted that whenever any dispute arises in between the husband and the wife and the occurrence of the nature as alleged takes place, the entire family members are implicated with general and omnibus allegation. It is further submitted that it absolutely does not stand to reason that mother-in-law of the victim would have said to the brother of the victim that the victim will have to bear torture at the hands of her elder son Chanchal Kumar Jha since he

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earns well. It is next submitted that if such disclosure was made by petitioner no. 1 to the brother of the victim in that event the brother of the victim should have brought the victim back her to parental home but then that was not done. It is also submitted that informant also alleges that her son-in-law was an impotent person but then also alleges that her daughter disclosed that her husband was having an extra marital affair with an another woman. It is, thus, submitted that if Chandan was an impotent person how could he have entered into an extra marital relation. It is further submitted that since a dispute had arisen in between Chandan and the victim, as such, the victim committed suicide and also left a suicide note which has come during the course of investigation also. It is next submitted that in the suicide note, the victim has not even remotely suggested that Chanchal Kumar Jha in any manner was torturing her or had made her video while taking bath and was presurrising for establishing physical relation, though, in the suicide note, it is alleged that all family members are responsible for her suicide. It is also submitted that informant alleges that her daughter was strangulated to death but then the same stands belied by the post-mortem report which does not corroborate strangulation rather records the cause of death as asphyxia on account of hanging. It is further submitted that Chanchal Kumar Jha is a school teacher, as such, he came to be implicated since he

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is well off and looks after the family.

5. Learned counsel appearing on behalf of the petitioners submits that if what has been alleged in the FIR is a correct fact in that event the informant and her son ought to have brought the victim back to her parental home since threat was being given by Seema Devi and Chanchal Kumar Jha that if she stays at her matrimonial home she will be killed, coupled with the fact that informant alleges that Chanchal Kumar Jha was trying to establish physical relation. It is further submitted that since no such occurrence ever took place, hence, the informant and her son never made any endeavours to bring back the victim to her parental home. It is next submitted that the suicide note completely belies the allegation as alleged in the FIR as the victim in her suicide note had recorded that despite 6 to 7 months of the marriage, the marriage has not been consumated. It is also submitted that if the privilege of anticipatory bail is granted to the petitioners, the petitioners will not abscond rather will cooperate in the investigation to prove their innocence.

6. Learned Additional Public Prosecutor for the State and learned counsel appearing on behalf of the informant opposed the prayer for anticipatory bail of the petitioners but then are not in a position to rebut the submissions of the learned counsel appearing on behalf of the petitioners that the suicide note does not

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reflect the involvement of the petitioners in the occurrence.

7. After hearing the learned counsel for the parties and considering the submissions made by the learned counsel appearing on behalf of the petitioners, let the petitioners, above-named, in the event of their arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Trial Court where the case is pending/Successor Court in connection with Suppi P.S. Case No. 219 of 2026, subject to the conditions as laid down under Section 438(2) of the Cr.P.C./482(2) of the B.N.S.S.

**(Satyavrat Verma, J)**

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