

IN THE COURT OF ADDITIONAL DISTRICT & SESSIONS JUDGE-II
DISTRICT-Katihar
(A.B.P. No. 593/2026)

In the matter of

1. Yunus aged about 83 years S/o Late Amiruddin
2. Abdul Rahim @ Rohim aged about 28 years S/o- Yunus
Both are R/o- Vill- Shivrampur, P.S.- Azamnagar, District- Katihar
.....**Accused/petitioner.**

Vs

State of Bihar.....Opposite Party.

Azamnagar P.S. case no. 446/2025

U/S- 85, 103(1), 3(5) of the B.N.S.

Ld, advocate for petitioner- Shri Chandrasen Kumar Mishra

Ld, A.P.P. for the State- Shri Md. Azaj Alam

ORDER

13.05.2026- This anticipatory bail petition has been filed on the behalf of accused-petitioner namely Yunus and Abdul Rahim @ Rohim who is apprehending his arrest in connection with aforesaid case.

Heard the ld. counsel Shri Chandrasen Kumar Mishra appearing on the behalf of the petitioner and Ld. A.P.P. Shri Md. Azaj Alam on the behalf of the state.

According to F.I.R. prosecution case in nutshell is that marriage of informant daughter namely Asmina Khatun with one accused namely Samrul Haque 6 months ago as per Muslim customs. Informant has further alleged that after said marriage her daughter Asmina Khatun was subjected to physical and mental torture and due to said torture she came back her parental house and told all the matter to her mother but informant anyhow got her convinced and kept to the Asmina Khatun at her own house. But even after lapse of 15 days any person from in-laws house did not come to for inquiry to Asmina Khatun. Informant has further alleged that on dated 27/11/2025 at about 12:00 o'clock in day she had gone out from her home for bringing fodder of her goat and her younger daughter was playing at the house. In meantime husband, devar, bhai-sar and sasur altogether 7-8 persons came hand having entered into the house they started assaulted to her daughter in meantime her younger daughter came at the field and told to her that in laws were committing assaulting to the her sister so having heard she came to her house and saw that accused petitioner namely Yunus and Abdul Rahim @ Rohim (both brother-in-law of the deceased) and other accused persons were going out from her house and when she went into the house then she saw that body of her daughter is hanging in fan.

On the other side learned counsel for the petitioner has reiterated all the grounds taken in the bail petition and has submitted that the petitioner is quite innocent and he has committed no offence and has falsely been implicated in this case. He has further submitted that the deceased was married with the accused namely Samrul about six months before, due to pressure of her parents and family members, because prior the marriage the deceased had love affair with a boy of her relatives but her parents did not like him (the lover of the deceased). He has further submitted that after the marriage the husband of the deceased (accused) namely Md. Samrul went to the other state for

earning his livelihood and the deceased in his absence used to talk with her lover and when the father-in-law, mother-in-law and other members of her sasural knew about the love affair of the deceased with other boy and about talking on mobile even then they tried to stop the deceased doing that then the deceased threatened them that she will hand herself and she will not live in this house with her husband. They informed the father and mother of the deceased about this and after the information they came to their daughter's home and put their desire to take their daughter to their home and assured them that they will convince their daughter the deceased and after about 15 days they will take her daughter to her sasural before them. He has further submitted that the deceased died at her home nothing is known by any of the accused-petitioners and it is nothing but honour killing in which no any members of the accused persons was involved but only family members of the deceased. Accused-petitioners have got no other criminal antecedent. Accordingly, it has been prayed to allow the said anticipatory bail petition.

Per Contra learned A.P.P. has submitted that present petitioners are named accused of the F.I.R. and there is allegation against him that along with other accused persons they brutally assaulted to the deceased to this case namely Asmina Khatun and further caused her murder by way of hanging. Further, investigation is still pending against the petitioners. Accordingly, it has been prayed to reject the anticipatory bail petition.

Heard the both parties and perused the record from perusal of the case record it is evident that informant has clearly stated in her written report that accused petitioner and other accused named in FIR altogether assaulted to her daughter and committed murder to her daughter namely Asmina Khatun. Further some photographs of deceased namely Asmina Khatoon have been attached with case diary and from perusal of the said photographs it is clear that there are several injury marks on the face and other parts of the body of the deceased. Further some witnesses of the case diary have clearly stated that due to non fulfillment of dowry demand accused persons have committed alleged occurrence. Moreover from record it prima facie appears that accused persons have been involved in the commission of such heinous crime. Moreover, investigation against the petitioners is still pending.

So, having considered the above facts as well as submissions made by Ld. A.P.P., I am not inclined to grant the privilege of anticipatory bail to the aforesaid accused-petitioners. Hence, this anticipatory bail petition filed on behalf of the accused-petitioners namely Yunus and Abdul Rahim @ Rohim is hereby rejected.

**Addl. Sessions. Judge-II
Katihar**

**Memo No..... Dated.....
Copy forwarded to, Katihar.**

**Addl. Sessions. Judge-II
Katihar**

Date of Order	13.05.2026
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Azamnagar P.S. case no. 446/2025
U/S 85, 103(1), 3(5) of the B.N.S.
Accused Name- Yunus and Abdul Rahim @ Rohim
P.O.-Asutosh Rai. A.S.J.-II, Katihar
A.B.P. NO. 593/2026

Date of Reserving Order	N/A
Uploading Date	27.05.2026
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