

In the Court of Additional Sessions Judge-V, Muzaffarpur

Anticipatory Bail Petition No. 791/2026

(Arising out of Ahiyapur P. S. Case No. 1807/2025)

In the matter of:

1. Md. Mumtaz S/o - Late Md. Wasir, aged about 70 yrs,
 2. Guriya Khatoon W/o - Md. Mumtaz, aged about 65 yrs,
 3. Ladli Khatoon W/o - Md. Mini, D/o - Md. Mumtaz, aged about 39 yrs,
 4. Rukhshana Khatoon, W/o - Md. Orangjeb, aged about 38 yrs,
 5. Rubi Khatoon W/o - Md. Ahmad, aged about 37 y ears,
 6. Shahina Khatoon, W/o - Md. Aftab, aged about 24 yrs,
 7. Md. Sahid S/o - Md. Mumtaz, aged about 35 yrs,
 8. Md. Nabab S/o - Md. Mumtaz, aged about 36 yrs,
- All are resident of Village - Chit Bhagwatipur, Ward No. 14 P. S. - Ahiyapur,
District - Muzaffarpur

.....Petitioners

Versus

State of Bihar

:

..... Opposite Party

Appearance(s)

Counsel for the Petitioner(s)

: Pramod Kumar Shukla, Advocate
: Binita Kumari, Advocate
: Shahnawaz Ahmad, Advocate
: Sadhusaran Prasad, Addl. PP.

Counsel for the State

Present: Suman Kumar Divakar
Bihar Superior Judicial Service

Order

03-06-2026

1. The Petitioners are praying for anticipatory bail in connection with Ahiyapur P. S. Case No. 1807/2025 registered for the offences under Section 80, 3(5) of Bhartiya Nyay Sanhita, 2023 (hereinafter referred to as 'BNS' for short).
2. Briefly stated, the petitioners carry an allegation of causing dowry death of Raushani Khatoon for non-fulfilment of demand of dowry and within seven years from the date of marriage.
3. Learned Counsel for the Petitioners submits that they are innocent. They have falsely been implicated in the present case. He further submits that the informant had filed a petition dated 30.01.2026 before

the Court of Learned CJM, Muzaffarpur stating therein that petitioners were out of the their house at the time of occurrence and her daughter committed suicide. They have no criminal antecedent. In this backdrop, he prays for anticipatory bail.

4. Learned Additional Public Prosecutor has opposed the prayer so made on behalf of the petitioners.
5. Heard the parties. Considered the submissions. Perused the material on record including the case diary. It appears from the FIR that the petitioners are named therein. They carry an allegation of causing death of the deceased for non-fulfilment of demand of dowry. Precisely, considering the nature of allegation, severity of the offence and punishment provided therein, I am not inclined to extend them the privilege of pre arrest bail. In the result, the present petition stands **dismissed**.
6. Before parting with, the bailable warrant issued against the SHO, Ahiyapur for producing case diary is hereby recalled. He has furnished explanation and produced the case diary. The court is satisfied with the explanation so furnished. The office clerk is directed to recall bailable warrant issued in terms of order dated 11.05.2026 without its execution.

(Suman Kumar Divakar)
Additional Sessions Judge-V
Muzaffarpur

Date of Judgement/Order	03.06.2026
Date of reserving Judgement/Order	03.06.2026
Uploading Date	04.06.2026
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