

**In the Court of Sessions Judge, Supaul**

**A.B.A.-252/2026**

**(Arising out of Supaul PS Case No:-60/2026)**

Khairun Nisha @ Sairun Nisha, W/o- Md. Tufani @ Md. Kudartulla, R/o- Maricha,  
PS- Supaul, District- Supaul;

.....Accused/Petitioner

Vs.

State of Bihar.

.....O.P.

**25/03/2026**

Ld. Counsel for petitioner Sri. Sudhir Kumar Jha, Advocate.

Ld. PP Sri. J.N.Pandey, for the State.

By this order we are going to dispose off the anticipatory bail application filed on behalf of accused/ petitioner, namely Khairun Nisha @ Sairun Nisha, who is apprehending her arrest in connection with Supaul PS Case No.:-60/2026, u/s-80, 123, 3(5) of BNS.

Ld. counsel for the accused/ petitioner submitted that accused/ petitioner is quite innocent and has committed no crime and she has falsely been implicated in this case out of grudge, malice and dirty party politics. He further submitted that accused/ petitioner has not involving in any other case and having the clean antecedent. He further submitted that the offence as alleged in FIR is not applicable against the accused/ petitioner. It is also submitted that accused/ petitioner is ready to abide by the provisions of section 482 of B.N.S.S, so she may be admitted to the anticipatory bail.

Ld. PP for the State strongly opposed the anticipatory bail application.

In brief, the prosecution story is that the marriage of the sister of the informant was solemnized with Md. Abdul Ahad for about 8 months ago as per the Muslim Rites and Customs and in the said marriage the informant has given the sufficient dowry. After sometime of her stay at her matrimonial home, her husband Abdul Ahad and his parents namely Md. Tufani and Sairun Nisha have started torturing her for the demand of dowry and demanded Rs.5 lakh and also threatened her. The informant further alleged that before two days of this incident, the deceased Nushrat Praveen has informed him on telephone that family members of her matrimonial home have tortured her for the demand of dowry. On dated 26.01.2026 at about 05:30 P.M.,the informant has received the information from a villager that Nushrat Praveen is admitted in the clinic of some doctor at Supaul. Thereafter, the informant and his family members have reached at the clinic of Dr. B.K. Yadav, where it was came to the knowledge of the informant that his sister has died due to the consumption of poison.

Argument heard from both sides and perused the record as well as case diary. On going through the case diary, it transpires that the police also recorded that

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statement of witnesses namely Md. Sadrul, Md. Najrul, Md. Sikandar, Md. Israfil and Md. Shaukat Ali and they have duly supported the contention of the informant. On going through the postmortem report of the deceased, the doctor has opined the cause of death of the deceased as Cardio-respiratory arrest and the viscera was preserved and sent to FSL for chemical examination. It is also pertinent to mention here that the marriage of the deceased was solemnized for about 8 months ago. The accused/petitioner is the mother-in-law of the deceased, hence, she is close family members and the husband of the deceased is still absconding. On minute scrutiny of the entire case diary, it transpires that a married woman died within 8 months of her marriage at her matrimonial home in unnatural circumstances. As per the statement of the informant, she was subjected to cruelty and harassment for the demand of dowry soon before her death. The presumption under section 117 of Bhartiya Sakshya Adhinyam is also against the accused/ petitioner. The allegation against this accused/ petitioner is very serious in nature. There is strong apprehension of tempering of the prosecution evidence by the accused/ petitioner. The custodial interrogation of the accused/ petitioner is also required.

Hence, taking into consideration the seriousness of the allegation, I find that accused/petitioner is not entitled to get the benefit of anticipatory bail. As such, the prayer of the anticipatory bail, on behalf of accused/ petitioner namely Khairun Nisha @ Sairun Nisha, is hereby, **Rejected**.

Dictated  
-Sd-  
(Anant Singh)  
Sessions Judge, Supaul