



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. OF 2026
(@SLP(CRL.) NO. OF 2026)
(@ SLP(CRL.) DIARY NO.2377 OF 2026)

ROKIYA BIBI @ROKEYA BIBI & ANR. APPELLANTS
VERSUS
STATE OF WEST BENGAL RESPONDENT

O R D E R

1. Heard.

2. Delay condoned.

3. Leave granted.

4. An FIR No.169 of 2024 came to be registered on the complaint of Golam Rabbani alleging that his niece Nurjahan Khatun, wife of accused no.1, had died an unnatural death at her matrimonial home after being subjected to physical and mental cruelty by her husband, in laws and other family members.

5. On completion of investigation, chargesheet has been filed which would disclose that the deceased Nurjahan was married to accused no.1 and she had delivered a child. It was alleged that she had been tortured by her husband and in-laws at her matrimonial home. The post-mortem report would disclose that death was unnatural due to asphyxia and as such a case of homicidal death has been registered against the husband of the deceased and other family members.

6. All the family members except the appellants herein (accused nos. 3 and 4) have been enlarged on bail. The allegation in the complaint and the chargesheet material would disclose that the deceased died due to the continued physical and mental cruelty meted out by all the members of the family. Other accused persons having been enlarged on bail, we are of the considered view that the appellants are entitled for the same on the ground of parity.

7. Accordingly, appeal is allowed. Impugned order is set aside. Appellants are ordered to be released on anticipatory bail on such terms and conditions as the jurisdictional Investigating Officer (IO) may deem fit to impose and also on the condition that the appellants would appear before the trial court on all dates of hearing except when exempted for any specific reason.

8. Pending application(s), if any, shall stand disposed of.

.....J.
(ARAVIND KUMAR)

.....J.
(PRASANNA B. VARALE)

New Delhi;
February 02, 2026.

ITEM NO.32

COURT NO.15

SECTION II-B

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 2377/2026

[Arising out of impugned final judgment and order dated 19-02-2025 in CRM(A) No. 247/2025 passed by the High Court at Calcutta]

ROKIYA BIBI @ROKEYA BIBI & ANR.

Petitioner(s)

VERSUS

STATE OF WEST BENGAL

Respondent(s)

IA No. 25926/2026 - CONDONATION OF DELAY IN FILING

IA No. 25925/2026 - EXEMPTION FROM FILING O.T.

Date : 02-02-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARAVIND KUMAR
HON'BLE MR. JUSTICE PRASANNA B. VARALE

For Petitioner(s) :Mr. Supantha Sinha, Adv.
Mr. Mohit Miglani, Adv.
Mr. Sidharth Tulsi Ganeshan, Adv.
Mr. Abhigyan Prakash, Adv.
Mr. Sanpreet Singh Ajmani, AOR
Mr. Amit Kumar, Adv.

For Respondent(s) : Mr. Kunal Mimani, AOR
Mr. Prashant Alai, Adv.
Mr. Abhinav Rana, Adv.

UPON hearing the counsel the Court made the following
O R D E R

1. Delay condoned.
2. Leave granted.
3. Appeal is allowed in terms of the Signed Order placed on the file.
4. Pending application(s), if any, shall stand disposed of.

(RASHI GUPTA)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)