

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3484 of 2019

Arising Out of PS. Case No.-4012 Year-2009 Thana- SARAN COMPLAINT CASE District-
Saran

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HASBUDDIN SHAH Son of Late Naim Shah Resident of Village - Godna
Takia, P.S.- Revilganj, Distt - Saran at Chpra.

... .. Appellant/s

Versus

1. The State of Bihar
2. Ashok Prasad Son of Late Sukhdeo Prasad Resident of Village - Godna
More Hajam Toli, P.S.- Revilganj, Distt - Saran at Chapra.
3. Binda Prasad Son of Late Sukhdeo Prasad Resident of Village - Godna More
Hajam Toli, P.S.- Revilganj, Distt - Saran at Chapra.
4. Raja Prasad Son of Late Sukhdeo Prasad Resident of Village - Godna More
Hajam Toli, P.S.- Revilganj, Distt - Saran at Chapra.
5. Mithilesh Prasad Son of Binda Prasad Resident of Village - Godna More
Hajam Toli, P.S.- Revilganj, Distt - Saran at Chapra.
6. Akhilesh Prasad Son of Binda Prasad Resident of Village - Godna More
Hajam Toli, P.S.- Revilganj, Distt - Saran at Chapra.
7. Manoj Prasad Son of Binda Prasad Resident of Village - Godna More Hajam
Toli, P.S.- Revilganj, Distt - Saran at Chapra.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Ajay Kumar Sharma, Adv.
For the Respondent/s : Mr. Bipin Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 08-08-2024 Heard the parties.

2. Considering the submission and perusal of
records it appears that this matter is pending for
removal of defect(s) since last five years where appellant
preferred present appeal against acquittal.

3. One of the charge framed against



respondent nos. 2 to 7 was for the offences punishable under Section 436 of the Indian Penal Code, for which the sentence may lead to life imprisonment and as such office correctly pointed out defect at serial no. 4, that this memo of appeal may be converted into Criminal Appeal (DB).

4. Learned counsel appearing on behalf of appellant is directed to take necessary steps as to convert present appeal into Criminal Appeal (DB) within two weeks of this order failing which, this case stands dismissed without any further reference to the Bench.

5. Accordingly, upon conversion this appeal stands disposed of.

(Chandra Shekhar Jha, J)

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