

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (DB) No.179 of 1997**

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BABULAL CHOUDHARY @ RANA CHOUDHARY and ORS

... .. Appellant/s

Versus

STATE OF BIHAR

... .. Respondent/s

=====

**Appearance :**

For the Appellant/s : None

For the Respondent/s : Mr. Dilip Kumar Sinha, APP

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**CORAM: HONOURABLE MR. JUSTICE NANI TAGIA**

**and**

**HONOURABLE MR. JUSTICE SANJAY KUMAR SINGH**

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE SANJAY KUMAR SINGH)

5      16-12-2025                      Instant Criminal Appeal, arising out of judgment of conviction dated 08.04.1997 and order of sentence dated 17.04.1997 passed by learned Additional Sessions Judge-I, Rohtas, Sasaram in Sessions Trial No. 479/49 of 1990/93 is listed for hearing.

2. Despite repeated calls, none appears on behalf of the appellants, whereas Mr. Dilip Kumar Sinha, learned Additional Public Prosecutor for the State is present.

3. Perusal of record shows that vide letter dated 23.05.2025 of Assistant Registrar, Criminal Appeal Section of this Court, a living status report of accused appellants was called for. In response thereto, Superintendent of Police, Rohtas submitted a report dated 23.07.2025 based on the information

furnished by Station House Officer, Nokha Police Station apprising this Court that the appellant Nos. 1, 2 & 3, namely, Babulal Choudhary @ Rana Chaudhary, Lallan Choudhary @ Gaju and Badri Narayan Choudhary @ Badri Choudhary, respectively have died during the pendency of this Criminal Appeal.

4. In view of the above, the Criminal Appeal *qua* appellant Nos. 1, 2 & 3, namely, Babulal Choudhary @ Rana Chaudhary, Lallan Choudhary @ Gaju and Badri Narayan Choudhary @ Badri Choudhary, respectively stands abated.

5. Consigned to record.

**(Nani Tagia, J)**

**( Sanjay Kumar Singh , J)**

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