

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.349 of 2022

Arising Out of PS. Case No.-570 Year-2017 Thana- MADHEPURA District- Madhepura

Bipin Kumar S/o Late Deep Narayan Yadav Resident of Village- Bhelwa, P.S.
and District- Madhepura.

... .. Appellant

Versus

1. The State of Bihar Bihar
2. Munna Kumar @ Santosh Kumar S/o Amrendra Yadav @ Kari Yadav
Resident of Village- Bhelwa, P.S. and District- Madhepura.

... .. Respondents

Appearance :

For the Appellant : Mr. Kumar Vishoka Nand, Advocate
For the Respondent/s : Mr. Dr. Mayanand Jha, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
and
HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD)

20 07-05-2025 Altogether on 19 dates, the matter has been adjourned
for one reason or another. Since 01.07.2024 on nine occasions
learned counsel for the appellant has taken time.

2. On 02.05.2025, this Court passed an order granting
last indulgence with a clear stipulation that this is by way of last
indulgence, the matter is being passed over for the day.

3. Even yesterday a pass over was given but again a
proxy counsel has appeared only to seek adjournment when the
matter has been called.

4. In the given circumstance, this Court is of the
considered opinion that the appellant is not pursuing his remedy



with due diligence.

5. It has resulted in wastage of Courts’ time.

6. This appeal is dismissed for non-prosecution.

7. Learned counsel for the private respondent as well as learned Additional Public Prosecutor are present.

(Rajeev Ranjan Prasad, J)

(Ashok Kumar Pandey, J)

durgesh/-

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