

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.316 of 2004**

CHANDRIKA KOERI and ANR.

... .. Appellant/s

Versus

STATE OF BIHAR

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr. Naresh Prasad, Advocate
		Mr. Sumit Kumar, Advocate
For the Respondent/s	:	Mr. Virendra Kr. APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

5 20-09-2025 Heard the parties.

2. The present appeal has been preferred against:

*“the judgment and order dated 31 March
2004 passed by Sri Annant Prasad Srivastav
Adhoc, District and Session Judge, presiding
officer, Ist Additional Fast Track Court, Siwan
passed in Session Trial No. 55/87/182/98 arising
out of G.B. Nagar P.S. case no. 30/86 whereby and
whereunder the appellants have been held guilty
and sentenced for seven years R.I. under Sections
307/34 I.P.C. and further a fine of Rs. One
thousand each was imposed in default six months
R.I. and further the appellants have been found and
held guilty under section 27(2) Arms Act and
sentenced to R.I. for seven years and also a fine of
Rs. One thousand each has been imposed and in
default R.I. for six months. The sentences were*



ordered to run concurrently. It has further been mentioned that no separate conviction has been awarded under Section 25(A) of the Arms Act and further it has been ordered that the period of custody during investigation and trial shall be adjusted in period of conviction. Since the appellants were on bail, they were taken into custody after canceling the bail bond.”

3. Mr. Sumit Kumar on the instruction of Mr. Naresh Prasad representing the appellants submits that both Chandrika Koeri and Yogendra Koeri died during the pendency of the appeal and as such, the appeal has become infructuous/abated.

4. In view of the aforesaid submissions put forward by learned counsel on the instruction of Nr, Naresh Prasad representing the appellants, the present appeal stands dismissed as infructuous.

(Rajiv Roy, J)

Adnan/-

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