

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.398 of 1999

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Mahipat Hazra, S/o Nathu Hazra, resident of Village Semari, P.S. Sathi,
District West Champaran

... .. Appellant

Versus

The State of Bihar

... .. Respondent

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Appearance :

For the Appellant : Mr. Ram Adya Singh, Advocate
For the Respondent : Mr. Ajay Mishra, APP

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 24-04-2026 This matter is specially notified by the order of this

Court.

2. Perused the Letter No. 144 dated 09.02.2026 of the Superintendent of Police, West Champaran (Bettiah) along with the report dated 07.02.2026 of the Sub Inspector of Police-cum-S.H.O., Sathi, wherein it is indicated that during enquiry it came to light that the sole appellant, namely, Mahipat Hazra is dead and the death certificate of the appellant is annexed with the said report.

3. In view of the said report as also section 394 of the Code of Criminal Procedure, 1973, which corresponds to section 435 of the Bharatiya Nagarik Suraksha Sanhita, 2023, since no near relative has filed any application for leave to



continue the appeal, the Criminal Appeal stands abated and disposed of.

4. Let the trial court record be sent back to the concerned court immediately, if not required in any other case.

(Sangam Kumar Sahoo, CJ)

(Harish Kumar, J)

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