

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (DB) No.729 of 2002**

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Horil Prasad, Son of Late Hiranman Prasad, Resident of Village- Madhopur,  
P.S.-Madhuban, District-East Champaran.

... .. Appellant/s

Versus

The State of Bihar.

... .. Respondent/s

=====

**Appearance :**

For the Appellant/s : Mr.-

For the Respondent/s : Mr.

=====

**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE HARISH KUMAR**

ORAL ORDER

**(Per: HONOURABLE THE CHIEF JUSTICE)**

3      10-04-2026                      Perused the Letter No. 349 dated 16.02.2026 of the Superintendent of Police, East Champaran, Motihari, along with the Report dated 12.02.2026 of the S.H.O., Madhuban Police Station, East Champaran, Motihari as well as the Death Certificate, which was issued by the Directorate of Statistics and Evaluation, Government of Bihar, wherein it is indicated that during enquiry it came to light that the sole appellant, namely, Horil Prasad, is dead.

2. In view of the said letter 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.

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

**(Sangam Kumar Sahoo, CJ)**

**(Harish Kumar, J)**

Neha/-

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