

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (DB) No.162 of 2005**

=====

Yasin Mian, Son of Asgar Mian, Resident at and P.O.- Madhurapur, P.S.  
Bihpur (Bhawanipur), District- Bhagalpur.

... .. Appellant/s

Versus

The State Of Bihar

... .. Respondent/s

=====

**Appearance :**

For the Appellant/s : Mr.Surendra Prasad Singh 2, Advocate  
For the Respondent/s : Mr.APP

=====

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

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

3      05-05-2026                      Perused the Letter No. 194 dated 23.04.2026 of the Superintendent of Police, Nawgachhiya along with the report dated 22.04.2026 of the Police Inspector-cum-S.H.O., Bhawanipur P.S., wherein it is indicated that during enquiry it came to light that the sole appellant, namely, Yasin Mian, is dead and the death certificate of the appellant is annexed with the said report.

2. 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.



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)**

guddukr/-

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