

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.190 of 2007

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BINDESHWARI PRASAD YADAV @ BINDESHWARI YADAV, son of
Late Basuki Prasad Yadav Resident of village – Jagatpur, P.S.- Sahu Parbatta
(Naughachia), P.O. - Jagatpur, District- Bhagalpur.

... .. Appellant/s

Versus

STATE OF BIHAR

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Sumant Singh, Advocate
For the Respondent/s : A.P.P.

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

(Per: HONOURABLE THE CHIEF JUSTICE)

3 08-05-2026 Perused the Letter No. 290 dated 03.05.2026 of the

Superintendent of Police, Naugachhia, Bhagalpur along with the

report dated 03.05.2026 of the Police Inspector-cum-S.H.O.

Parbatta P.S., Shambhuganj, wherein it is indicated that during

enquiry, it came to light that the sole appellant, namely,

Bindeshwari Prasad Yadav @ Bindeshwari Yadav, 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 Bhartiya 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)

shailendra/-

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