

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (DB) No.504 of 2012**

Arising Out of PS. Case No.-42 Year-2009 Thana- KATORIYA District- Banka

ARUN YADAV S/O Janardhan Yadav R/O Village - Garura, P.S. Katoriya,  
District - Banka

... .. Appellant/s

Versus

THE STATE OF BIHAR

... .. Respondent/s

**Appearance :**

|                     |   |                                 |
|---------------------|---|---------------------------------|
| For the Appellant/s | : | Mr. Md. Nurul Hoda, Advocate    |
| For the State       | : | Mr. Sujit Kumar Singh, A.P.P.   |
| For the Informant   | : | Mr. Brijnandan Prasad, Advocate |

**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE HARISH KUMAR**

ORAL ORDER

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

3      13-03-2026                      Perused the Letter No. 248 dated 12.02.2026 of the Superintendent of Police, Banka, along with Memo No. 490 of 2026 dated 09.02.2026 of the S.H.O., Katoriya Police Station, Banka, wherein it is indicated that during the enquiry it came to light that the sole appellant, namely, Arun Yadav, is dead and the death certificate of the appellant is annexed with the said report.

2. In view of the said report and Section 394 of the Code of Criminal Procedure, 1973, which corresponds to Section 435 of the Bharatiya Nagarik Suraksha Sanhita, 2023, and since no near relative has filed any application seeking leave to continue the appeal, the Criminal Appeal stands abated and is disposed of accordingly.



3. Let the Trial Court Records be sent back to the  
concerned Trial Court.

(Sangam Kumar Sahoo, CJ)

(Harish Kumar, J)

Neha/-

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