

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (DB) No.340 of 2015**

Arising Out of PS. Case No.-626 Year-2010 Thana- PHULWARISHARIF District- Patna

Jai Prakash @ Chotu, son of Mani Lal Rai Resident of village- Phooliya Tola,  
Police Station- Phulwarisharif, District- Patna.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

**Appearance :**

For the Appellant/s : Md. Irshad, Advocate

For the Respondent/s : Mr. Mayanand Jha, APP

**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE HARISH KUMAR**

ORAL ORDER

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

12    19-03-2026                      Perused the Letter No.497 dated 16.02.2026 of the Senior Superintendent of Police, Patna along with the Report dated 10.02.2026 of Police Inspector cum SHO, Phulwarisharif Police Station, Patna wherein it is indicated that during enquiry it came to light that the sole appellant, namely, Jai Prakash @ Chotu, is died.

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)**

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