

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.775 of 2004

1. Teji Lal Rai, Son of Kamal Ray
2. Bagar Rai, Son of Late Rutlal Ray
3. Anup Rai, Son of Late Anhoti Ray,
All Resident of Village- Baijnathpur, P.S.- Chiraiya, Dist.- East Champaran.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Ashutosh Kumar, Adv.
For the Respondent/s : Mr. Dilip Kumar Sinha, APP

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

(Per: HONOURABLE THE CHIEF JUSTICE)

3 11-05-2026 Perused the Letter No. 849 dated 04.05.2026 of the Superintendent of Police, East Champaran, Motihari along with the Report dated 03.05.2026 of the S.H.O., Chiraiya Police Station as well as the Certificate of Death dated 03.05.2026 of the Mukhiya of Gram Panchayat, Raj Khoda, Block- Chiraiya, East Champaran; wherein it is indicated that all the three appellants, namely, Teji Lal Rai, Bagar Rai and Anup Rai, are 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)

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