

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.557 of 2004

1. Arjun Mandal son of Late Manik Mandal.
2. Kishan Mandal son of Mahabir Mandal,
3. Wakil Yadav son of Rameshwar Yadav.
All of Village Kamatpur, Police Station- Shambhuganj, District-Banka.

... .. Appellant/s

Versus

The State of Bihar.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Shiwesh Chandra Mishra, Advocate
For the Respondent/s : Mr. Binod Bihari Singh, A.P.P.

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE HARISH KUMAR

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

4 13-03-2026 Perused the Letter No. 223 dated 10.02.2026 of the Superintendent of Police, Banka, along with Memo No. 179 of 2026 dated 04.02.2026 of the Police Inspector-cum-S.H.O., Shambhuganj Police Station, Banka, wherein it is indicated that during the enquiry it came to light that the appellants, namely, Arjun Mandal, Kishan Mandal and Wakil Yadav, are dead.

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)

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