

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.838 of 2009

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Salauddin Khan, Son of Late Abdul Rahman Khan, Resident of Village-Khajuri, Police Station-Kalyanpur, District-Samastipur.

... .. Appellant/s

Versus

State of Bihar

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Ashutosh Kumar, Advocate
For the Respondent/s : Mr.D.K.Sinha, APP

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

(Per: HONOURABLE THE CHIEF JUSTICE)

3 12-05-2026 Perused the Letter No. 851 dated 09.05.2026 of the Superintendent of Police, Samastipur along with the report of Police Inspector cum S.H.O., Kalyanpur Police Station, Samastipur dated 09.05.2026, wherein it is indicated that during enquiry it came to light that the sole appellant Salauddin Khan has died. Certificate of death of the appellant issued by Mukhiya of Gram Panchayat Raj, Khajuri, Block-Kalyanpur, Samastipur has also been enclosed with the said report.

2. In view of the said letters 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 records be sent back to the concerned court immediately, if not required in any other case.

(Sangam Kumar Sahoo, CJ)

(Harish Kumar, J)

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