

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.193 of 2009

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Azmal Hussain @ Prasadi, s/o Noor Hassan, r/o-Village Garhani, Police
Station-Charpokhari, Distrit-Bhojpur.

... .. Appellant/s

Versus

State of Bihar

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Pankaj Kumar Singh, Advocate
For the Respondent/s : Mr.Dilip Kumar Sinha, APP

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

(Per: HONOURABLE THE CHIEF JUSTICE)

4 07-05-2026 Perused the Letter No. 1070 dated 03.05.2026 of the

Superintendent of Police, Bhojpur, Arrah along with the report
of Police Inspector cum S.H.O., Charpokari Police Station dated
29.04.2026, wherein it is indicated that during enquiry it came
to light that the sole appellant Azmal Hussain @ Prasadi, has
died. Certificate of death issued by Ward Councillor of Ward
No. 7, Nagar Panchayat, Block-Gadhani, District-Bhojpur has
also been enclosed with the said report.

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 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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