

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.328 of 2013

Arising Out of PS. Case No.-202 Year-1993 Thana- KUDHNI District- Muzaffarpur

Bindeshwar Sah S/O Late Nawrang Sah Resident Of Village Basa Sumera,
P.S. Kurhani, District Muzaffarpur.

... .. Appellant/s

Versus

The State Of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Shakti Suman Kumar, Advocate

For the Respondent/s : Mr. G.P.Jaiswal, A.P.P.

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE HARISH KUMAR

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 24-04-2026 Perused the Letter No. 280 dated 10.02.2026 of the Senior Superintendent of Police, Muzaffarpur, along with the Report dated 08.02.2026 of the Additional S.H.O., Turki Police Station, Muzaffarpur as well as the Death Certificate, which was issued by the Department of Planning and Development, Government of Bihar; wherein it is indicated that during enquiry it came to light that the sole appellant, namely, Bindeshwar Sah, is 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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