

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.54 of 2013**

Arising Out of PS. Case No.-209 Year-2009 Thana- RAHUI District- Nalanda

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Jitendra Kumar S/O Kishun Mahto Resident Of Village Soradih, P.S. Telmar
Harnaut, District Nalanda.

... .. Appellant/s

Versus

The State Of Bihar

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Raj Bansh Dubey, Advocate
For the Respondent/s : Mr. D.K.Sinha, A.P.P.

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

(Per: HONOURABLE THE CHIEF JUSTICE)

5 13-03-2026 Perused the Letter No. 323 dated 11.02.2026 of the

Superintendent of Police, Nalanda, along with Memo No. 169 of

2026 dated 10.02.2026 of the S.H.O., Telmar Police Station,

Nalanda, wherein it is indicated that during the enquiry it came

to light that the sole appellant, namely, Jitendra Kumar, is 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)

Neha/-

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