IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (SJ) No. 1045 of 2010

Vijay Kumar Mallick @ Vijay Kumar Malik, S/o late Inder Lal Malik, Resident of 26, Engineers' Enclave, P.O. + P.S. Pitampura, District – New Delhi - 110034 **… … Appellant**

Versus

The State of Jharkhand through C.B.I**… … Respondent**

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Appellant : Mr. Shekhar Sinha, Advocate
: Mr. Apurv, Advocate
: Mrs. Moushmi Chatterjee, Advocate
For the CBI : Mr. Prashant Pallav, ASGI
: Ms. Shivani Jaluka, AC to ASGI

03/**23.09.2026** Heard the learned counsel for the appellant.

2. This Criminal Appeal (SJ) has been filed against the judgment of conviction dated 29.11.2010 and order of sentence dated 03.12.2010 passed in Case No.R.C.46A/1996 by the learned Special Judge-V, C.B.I. (A.H.D. Scam Cases), Ranchi. By the said judgment, the appellant was convicted for the offences punishable under Section 120B read with Sections 420, 467, 468 and 471 of the Indian Penal Code, 1860 and under Sections 13 (2) read with 13 (1) (C) and (d) of the P.C Act and further under Sections 420, 467, 468, and 471 read with 465 of Indian Penal Code.

3. The learned Special Judge sentenced the appellant individually to undergo R. I. for a period of 6 years with fine of Rs. 3,00,000/- u/s 120-B I.P.C. r/w Sections 420, 467, 468, 471 and 477-A I.P.C., to undergo R.I. for 6 years with fine of Rs.2,00,000/- u/s 420 I. P. C., to undergo 6 years with fine of Rs.2,00,000/-u/s 467 I.P.C., to undergo 6 years with fine of Rs.2,00,000/- u/s 468 I.P.C. and to undergo R. I. for 2 years with a fine of Rs.1,00,000/- u/s 471 r/w 465 I.P.C. In default of fine, he will have to undergo S. I. for 1 year. However, the learned court passed order that the sentences shall run concurrently.

4. Learned counsel for the appellant has submitted that the appellant has expired and their legal heirs do not want to pursue the appeal, but the death certificate has been forwarded to the learned

counsel for the appellant which has been placed on record along with the mention slip. He submits that accordingly this appeal has abated and the learned counsel for the appellant does not want to press the present appeal.

5. Learned counsel for the CBI has no objection so far as the aforesaid prayer of the appellant is concerned.

6. Considering the submissions, this appeal is treated as abated.

7. Pending interlocutory application, if any, is dismissed as not pressed.

8. Let a copy of this order be communicated to the court concerned through Fax/email.

(Anubha Rawat Choudhary, J.)

Date of order: 23.09.2026
Date of uploading: 29.09.2026
Saurav/-