IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (SJ) No. 1115 of 2009

Vijay Kumar Mallik, S/o late Inder Lal Mallik, Resident of 26, Engineers' Enclave, P.O. + P.S. Pitampura, Delhi - 45

… … 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 10.12.2009 and order of sentence dated 15.12.2009 passed in Case No.R.C.44A/1996 by the learned Special Judge-I, 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, 468, 471 and 477A read with Section 465 of the Indian Penal Code, 1860 individually and jointly.

3. The appellant was sentenced to undergo R.I. for 4 years and sentenced him to pay a fine of Rs.10 lakhs and in default of payment of fine to further undergo S.I. for 4 months U/S 120B r/w 420,467, 468, 471, 477A IPC and further sentenced to undergo R.I. for 3 years each U/S 420, 467, 468 IPC and further sentenced to pay a fine of Rs.5 lakhs each. In default of payment of fine to undergo S.I. for 3 months each. He is further sentenced to undergo R.I for 2 years under Section 471 read with Section 465 IPC and also sentenced to pay a fine of Rs.1 lakh and in default of payment of fine to further undergo S.I. for 2 months.

The sentences imposed against the appellant shall run concurrently and the period of detention undergone by him during the period of investigation, enquiry or trial of this case shall be set off against the terms of imprisonment imposed on them.

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/-