

**THE HON'BLE SRI JUSTICE K. SURESH REDDY**

**I.A.No.2 of 2024**

**In/And**

**CRIMINAL APPEAL No. 463 OF 2019**

**COMMON JUDGMENT:**

Questioning the judgment of acquittal passed by the learned Special Judge for SPE and ACB Cases-Cum- III Additional District and Sessions Judge, Vijayawada, dated 23.07.2018 in C.C.No.25 of 2017, State through the learned Public Prosecutor for ACB, filed the present Appeal before this Court. Along with the Appeal, the Public Prosecutor has also filed a petition to condone the delay.

2. Today, when the matter is taken up for hearing, the learned counsel for the respondent/accused states that the Accused died on 27.06.2023. To that effect, he filed I.A.No.2 of 2024 seeking to dismiss the present Criminal Appeal as abated. To support his contention, the learned counsel for the respondent/accused has filed a copy of the Death Certificate issued by the concerned authorities.

3. On the other hand, the learned Special Public Prosecutor-Cum- Standing Counsel for ACB, did not dispute the factum of death of the sole respondent.

4. In view of death of the sole respondent, the present Criminal Appeal automatically stands abated, as per the provisions of Section.394 Cr.P.C.

5. Accordingly, recording the above said submission, the Criminal Appeal is hereby dismissed as abated. Accordingly, I.A.No.2 of 2024 is also allowed.

Miscellaneous applications pending, if any, shall stand closed in consequence.

---

**SRI K.SURESH REDDY, J**

Date: 08.01.2024  
RSI/TSNR

**THE HON'BLE SRI JUSTICE K. SURESH REDDY**

**I.A.No.2 of 2024**  
**In/And**  
**CRIMINAL APPEAL No.463 of 2019**

Date: 08.01.2024.  
RSI/TSNR