

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.657 OF 2008

R. VITHALESWAR RAO

..APPELLANT(S)

VERSUS

STATE OF ANDHRA PRADESH

..RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Judicature of Andhra Pradesh at Hyderabad in Criminal Appeal No.537 of 2001, dated 11.10.2007.

2. Mr. Hitendra Nath Rath, learned counsel appearing for the appellant has informed that the appellant- R. Vithaleswar Rao has expired during the pendency of this appeal.

3. Taking note of the statement so made by the counsel for the appellant, in view of Section 394 of the

Code of Criminal Procedure, 1973, the appeal against the appellant stands abated.

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NEETU KHAJURIA  
Date: 2015.09.10  
14:08:45 IST

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4. However, the State is at liberty to move an application for modification of this order if it is found that the appellant- R. Vithaleswar Rao is still alive.

.....CJI.  
(H.L. DATTU)

.....J.  
(ARUN MISHRA)

NEW DELHI  
SEPTEMBER 08, 2015.

ITEM NO.25

COURT NO.1

SECTION II

S U P R E M E C O U R T O F  
RECORD OF PROCEEDINGS

I N D I A

Criminal Appeal No(s). 657/2008

R.VITHALESHWAR RAO

Appellant(s)

VERSUS

STATE OF ANDHRA PRADESH

Respondent(s)

Date : 08/09/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE ARUN MISHRA

For Appellant(s) Mr. Hitendra Nath Rath, Adv.  
For Mr. Y. Raja Gopala Rao, Adv.

For Respondent(s) Mr. Rana Mukherjee, Sr. Adv.  
Mr. R. Nanda, Adv.  
Mr. Kr. Parimal, Adv.  
For Mr. B. Krishna Prasad, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

The appeal against the appellant stands  
abated in terms of the signed order.

(Neetu Khajuria)  
Sr.P.A.

(Vinod Kulvi)  
Assistant Registrar

(Signed order is placed on file.)