

Court No. - 69

Case :- APPLICATION U/S 482 No. - 8036 of 2002

Applicant :- Babloo And Others

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Rajendra Tiwari, Ashish Kumar
(Nagvanshi), Rajesh Tiwari

Counsel for Opposite Party :- A.G.A., Mohd. Naushad
Siddiqui, R.V. Pandey, S.K. Singh

Hon'ble Samit Gopal, J.

1. List revised. No one appears on behalf of the applicants to press this application under Section 482 Cr.P.C.
2. Heard Sri Vipin Kumar, Advocate holding brief of Sri Mohd. Naushad Siddiqui, learned counsel for the opposite party no.2 and Sri Ajay Singh, learned AGA-I for the State and perused the records.
3. The present application under Section 482 Cr.P.C. has been filed by the applicants Babloo, Raja Singh, Chirkut Singh and Surya Nath Singh with the prayer to quash the complaint case No. 10 of 2002 pending in the court of Judicial Magistrate, Chandauli and also to quash the summoning order dated 22.05.2002 passed by the Judicial Magistrate, Chandauli and with a further prayer to stay the effect and operation of the summoning order dated 22.05.2002, during the pendency of the present application.
4. The records show that an interim order in the matter was passed on 06.09.2022 which was subsequently extended on several dates and then subsequently the same was vacated vide order dated 17.02.2004. Further it is apparent that the petition was dismissed for non prosecution on 21.05.2013 after which on application for restoration the same was restored vide order dated 23.07.2013. Even previously on 07.07.2023 there was no representation from the side of the applicants to press this application under Section 482 Cr.P.C. Today also there is no representation on their behalf.
5. Since there is no representation on behalf of the applicants, the application under Section 482 Cr.P.C. is dismissed for want of prosecution.
6. Interim order, if any, stands vacated.

7. Office to communicate this order to the concerned court within two weeks from today.

Order Date :- 30.10.2023
M. ARIF

(Samit Gopal, J.)