

Court No. - 92

Case :- APPLICATION U/S 482 No. - 22587 of 2008

Applicant :- Smt. Shakuntala Serivastava

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

Counsel for Applicant :- Dheeraj Kumar Dwivedi

Counsel for Opposite Party :- Govt. Advocate, Jayant Kumar

Hon'ble Anish Kumar Gupta, J.

1. None appears on behalf of the applicant to press this application. Sri Pankaj Srivastava, learned AGA for the State is present.

2. On 18.8.2023, this Court passed the following order:

"1. None appear for the parties.

2. Vide order dated 27-08-2008 proceedings of complaint case no. 5900 of 2007, under Sections 448, 427, 506, 395 IPC, P.S. Nawabganj, District Kanpur Nagar, pending in the court of J.M.M. 10th Kanpur Nagar were stayed by this Court.

3. Subsequently the opposite party no.2 appeared and filed stay vacation application as well as the counter affidavit on 27-01-2009.

4. Thereafter, on 10-05-2010 the applicant prayed for filing a rejoinder affidavit. However, till date no rejoinder affidavit has been filed and more than 13 years have passed.

5. In view thereof, the interim order dated 27-08-2008 is hereby vacated.

6. List peremptorily on 18-09-2023 in the additional cause list."

3. Despite the matter being fixed peremptorily for today, none is present on behalf of the applicants to press the instant application. Since the instant case was filed more than 15 years ago, the parties have lost interest in the instant case. Therefore, the instant application is **dismissed** for want of prosecution.

Order Date :- 23.11.2023

A.N. Mishra