

SMT JUSTICE T. RAJANI

CRIMINAL PETITION No.11131 of 2011

ORDER:

When the matter was taken up for hearing on 11.12.2018, as none appeared, it was directed to be listed under the caption 'For Dismissal' on 13.12.2018. Even today, when the matter is taken up for hearing, the counsel requested the matter to be passed over. However, in the post lunch session neither the petitioner appears nor there is any representation on his behalf.

2. The Supreme Court in K.G. KERALAKUMARAN NAIR v. STATE OF KERALA¹ and RAM NARESH YADAV v. STATE OF BIHAR² observed that the High Court has power to dismiss an appeal or any other criminal proceedings for default.

In view of the above, the criminal petition is dismissed for non-prosecution. As a sequel, the miscellaneous applications, if any pending, shall stand closed.

December 13, 2018
DSK

T. RAJANI, J

¹ 1995 CRLJ 2319

² AIR 1987 SC 1500