

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.2421 of 2011

Ramesh Chandra Das and ***Petitioners***
another
Harihar Barik ***Opposite Party***
versus-

CORAM: JUSTICE S. PUJAHARI

Order
No.

ORDER
15.03.2022

05. 1. This matter is taken up through hybrid mode.
2. This application under Section 482 of Cr.P.C. has been filed by the Petitioners with a prayer to quash the order dated 14th February, 2011 passed by the learned S.D.J.M., Anandapur in 1.C.C. No.147 of 2010 wherein cognizance of offences under Sections 294, 427 read with Section 34 of the I.P.C. has been taken and also issue summons to them, so also the entire criminal proceeding.
3. No one appears on behalf of the Petitioners at the time of call.
4. The case is of the year 2011.
5. As such, this Court is of the view that the Petitioners are recalcitrant litigants and do not want to proceed with the matter.

6. Hence, this CRLMC stands dismissed for non-prosecution.

7. However, liberty is given to the Petitioners to raise all the contentions at the time of framing of charge, if charge has not been framed in this case and in that event, the court concerned shall consider the same in accordance with law.

8. Interim order dated 5th August, 2011 passed by this Court in Misc. Case No.1549 of 2011 stands vacated.

9. Order be communicated to the court concerned forthwith.

(S. Pujahari)
Judge

DA

