

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.3761 of 2011

Amar Singh Agrawal @ Amar Singh. ***Petitioner***

.....
State of Odisha. ***Opposite Party***

CORAM: JUSTICE S.PUJAHARI

ORDER
30.03.2022

Order No.

07. 1. This matter is taken up through Hybrid mode.
2. The petitioner in this application under Section 482 of the Code of Criminal Procedure (for short “Cr.P.C.”) has prayed for quashing of the order of cognizance dated 07.02.2011 passed by the learned S.D.J.M., Deogarh in C.T. No.265 of 2010 taking cognizance of the offences under Sections 47(a)(f) and 55 of the Bihar & Orissa Excise Act.
3. No one appears for the petitioner at the time of call. No doubt, Mr. H.S. Mishra, learned counsel appearing for the petitioner is on accommodation. But, in some cases, since his junior is appearing and this case is of the year 2011, this Court is not inclined to adjourn this matter further.

4. Hence, this CRLMC stands dismissed for non-prosecution, inasmuch as the petitioner appears to be recalcitrant litigant and has lost interest in the present litigation. Interim order dated 13.03.2012 passed by this Court stands vacated.

5. However, liberty is given to the petitioner to raise all such contentions at the time of framing of charge, if charge has not been framed in the meanwhile.

6. A copy of this order be communicated to the Court below forthwith.

(S. Pujahari)
Judge

MRS

