

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.2865 of 2012

Santosh Kumar Sahoo.

....

Petitioner

-versus-

State of Odisha.

....

Opposite Party

CORAM: JUSTICE S.PUJAHARI

ORDER

25.04.2022

Order No.

04.

1. This matter is taken up through Hybrid mode.
2. The petitioners 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 23.09.2010 passed by the learned JMFC, Ranpur in 2(a) C.C. Case No.3 of 2010 taking cognizance of the offence under Section 47(a)(i) of the Bihar & Orissa Excise Act.
3. No one appears for the petitioner at the time of call. This case is of the year 2012 and near about one decade has already been passed from the date of filing of this case. As such, the petitioner appears to be a recalcitrant litigant and has lost interest in the present litigation. Hence, this CRLMC stands

dismissed for non-prosecution. Interim order dated 08.10.2012 passed by this Court stands vacated.

4. 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.

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

MRS



(S. Pujahari)
Judge