

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.1771 of 2016

Murari Mohan Pattnaik & another

Petitioners
In person

-versus-

State of Orissa

.... ***Opp. Party***
Mr.P.Tripathy, A.S.C.

CORAM:

JUSTICE G. SATAPATHY

ORDER

21.09.2022

Order No.

10. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. No one appears today at the time of call. Further the petitioners by way of an application U/S. 482 of Cr.P.C. seek to quash the order passed on 08.07.2010 by learned S.D.J.M.(Sadar), Cuttack in G.R. Case No. 1253 of 2007 taking cognizance of offences U/Ss. 498(A)/304(B)/114/406/34 of I.P.C. but by no means the further proceeding of the case has been stayed by this Court in the aforesaid CRLMC and in the meantime twelve years have already elapsed after passing of impugned order, so also fifteen years have elapsed after registration of the F.I.R. It, therefore, seems that the petitioners are not interested to prosecute the matter. This Court, also entertains a reasonable doubt as to whether the cause of action for the impugned order still survives for the petitioners.
3. In the above circumstance especially when cognizance of

heinous and serious offences as stated above have already been taken around twelve years back and more so when no one has appeared today at the time of call, this Court considers it undesirable to keep the CRLMC pending further. Hence, the CRLMC is dismissed.

(G. Satapathy)
Judge

Kishore

