

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.2051 of 2012

Bipin @ Suryamani Barik. ***Petitioner***

-versus-

State of Odisha & another. ***Opposite Parties***

CORAM: JUSTICE S.PUJAHARI

ORDER

11.04.2022

Order No.

03. 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 F.I.R. in Patna P.S. Case No.44 of 2009, corresponding to G.R. Case No.604 of 2009, pending on the file of the learned S.D.J.M., Keonjhar.
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. Present status of the investigation is also not known. 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 29.08.2012 passed by this Court stands vacated.

4. However, this Court observes that if in the meanwhile charge-sheet has been filed and cognizance has been taken, the petitioner may challenge the same by filing appropriate petition before the appropriate forum, if so advised.

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

MRS

