



IN THE HIGH COURT OF ORISSA AT CUTTACK

RSA No.264 of 2002

Harmohan Khuntia

.....

Appellant(s)

Represented By
Mr.R.K.Mohanty,Sr.Advocate

-versus-

Ashamani Jena

.....

Respondent(s)

Represented By
Mr.R.K.Agarwal,Advocate

CORAM:

THE HON'BLE MR. JUSTICE ANANDA CHANDRA BEHERA

ORDER

11.03.2025

Order No.

Misc. Case Nos.585 to 587 of 2014 and I.A. No.492 of 2023

13. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. The Misc. Case Nos.585 to 587 of 2014 have been filed by the appellant praying for substitution of the LR's of the sole deceased respondent.
3. But, subsequently the appellant filed the I.A. No.492 of 2023 praying for dismissal of the Misc. Case Nos.585 to 587 of 2014 as not pressed.
4. It is the settled propositions of law, in view of the ratio of the decision of the Apex Court reported in AIR 1975 (S.C.) 957 that, *if an applicant wants not to press his application, the said application will be deemed as not pressed and be dismissed from the very date of giving intimation to the Court about the same. No order for the same by the Court is necessary.*
5. So, by applying such principles of law, the I.A. No. 492 of 2023 filed by the appellant is allowed and accordingly the Misc. Case



Nos.585 to 587 of 2014 are dismissed as not pressed.

5. As such, all the Misc. Cases and I.A are disposed of finally.

(*A.C. Behera*)
Judge

14. **RSA No.264 of 2002**
1. List this matter on 16.04.2025 for hearing.

(*A.C. Behera*)
Judge

Binayak