

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS  
CRIMINAL APPEAL NO(s). 1335 OF 2009

PAWAN SHARMA

Appellant (s)

VERSUS

KAMLESH PATHAK & ORS. Respondent(s)  
(With appln(s) for exemption from filing O.T. and office report )

Date: 16/04/2014 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA  
HON'BLE MR. JUSTICE R.K. AGRAWAL

For Appellant(s)

Dr. Kailash Chand,Adv.

For Respondent(s)

Mr. D.K. Singh, Adv.  
Mr. Pradeep Shukla, Adv.  
Ms. Archita Phookun, Adv.  
Mr. Abhijit Sengupta ,Adv

UPON hearing counsel the Court made the following  
O R D E R

The appeal is dismissed as not pressed in  
terms of the signed order.

[ Neeta ]  
Sr. P.A.

[ Usha Sharma ]  
Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1335 OF 2009

PAWAN SHARMA

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VERSUS

KAMLESH PATHAK & ORS.

Respondent(s)

O R D E R

The appeal was preferred by complainant against the judgment  
and order dated 3rd December, 2004 passed by High Court of Madhya  
Pradesh, Jabalpur Bench at Gwalior in Misc. Cr1. Case No. 2798 of  
2004. By the impugned judgment and order passed in a petition  
filed by accused under Section 482 Cr.P.C. for quashing the First  
Information Report in Criminal Case No. 302/13 lodged by appellant-

Pawan Sharma, (complainant-appellant herein) against the accused and subsequent proceedings were allowed and set aside.

When the matter was taken up, learned counsel appearing on behalf of the appellant submits that he has no instruction from appellant to press this appeal. According to learned counsel for the respondents, the appeal has become infructuous in view of the order passed by the Magistrate on 30th December, 2010 in the complainant case. However, without going into the merit of the case, we dismiss the appeal as not pressed.

.....J.  
(SUDHANSU JYOTI MUKHOPADHAYA)

.....J.  
(R.K. AGRAWAL)

NEW DELHI;  
APRIL 16, 2014