

4. 30.04.2019 Heard Shri B.S. Tripathy, learned counsel for the petitioner and Shri A.K. Bose, learned Assistant Solicitor General appearing on behalf of the opposite parties.

The eviction order involved in the writ petition was passed when the petitioner was transferred to particular place. The writ petition was entertained with an interim order protecting the petitioner. For the submission of Shri B.S. Tripathy, learned counsel for the petitioner that the petitioner has been transferred in the meantime, this Court finds, the eviction order involved in this writ petition has become infructuous for efflux of time and for continuance of the interim order passed by this Court on 26.03.2013 in Misc.Case.No.5809 of 2013.

Accordingly, this writ petition stands dismissed as infructuous. However, it is made clear that dismissal of the writ petition shall not prevent the petitioner from agitating any surviving issue in the meantime in a fresh proceeding.

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(Biswanath Rath, J.)