

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8686 of 2013

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Asrar Ahmad

.... Petitioner/s

Versus

Md. Salauddin & Ors

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajib Ranjan Jha

For the Respondent/s : Mr. Mr.Sanjay Kr. Sinha

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER

7 18-09-2017 Heard learned counsel for the petitioner and learned
counsel for the respondents.

As directed on 12.09.2017, the learned counsel for
the petitioner submitted that the miscellaneous case for restoration
of Title Suit No.34 of 2011/45 of 2011 has been filed.

This writ application has been filed against the order
dated 30.11.2012 passed in Partition Suit No.15 of 2011 whereby
the application for stay of the further proceeding of this partition
suit has been rejected.

Since admittedly today Title Suit No.34 of 2011/45
of 2011 has already been dismissed and miscellaneous case is
pending for restoration, this writ application has become
infructuous. If at all the title suit is restored then if so advised the
petitioner may approach again in the court below.



Thus, with the aforesaid direction, this writ application is disposed of.

(Mungeshwar Sahoo, J)

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