

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CIVIL MISCELLANEOUS JURISDICTION No.1591 of 2018**

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Birendra Prasad @ Lalo @ Birendra Kumar Anand S/o Late Narayan Saon @  
Narayan Prasad Resident of Mohalla- Vijay Bazar, Nawadah, P.O.P.S.-  
Nawadah, District-Nawadah

... .. Petitioner/s

Versus

1. Gopal Bohra S/o Late Ram Prasad Bohra Resident of Mohalla-Main Road  
Near Collectariate Nawada, P.O.P.S.District-Nawadah
2. Baijnath Prasad @ Baiju Prasad Son of Late Narayan Sao Resident of  
Mohalla- Vijay Bazar, Nawadah, P.O.P.S.-Nawadah, District-Nawadah

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : None  
For the Respondent/s : Mr. Sunil Kumar Sharma, Adv.

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

2      12-10-2022                      No one appears for the petitioner.

Mr. Sunil Kumar Sharma, learned counsel for the  
respondents is present.

The respondent is the plaintiff in the eviction suit filed  
against the defendant -petitioner bearing Eviction Suit No. 01 of  
2009 / 01 / 2014.

Learned counsel for the respondents submits that the  
present application has become infructuous inasmuch as  
eviction suit has already been disposed and judgment and decree  
has been passed by the learned trial court on 25-10-2018 / 06-  
11-2018. He further submits that title appeal preferred by the  
petitioner bearing T.A. No. 40 of 2018 has also been dismissed



on 30.09.2019 and Second Appeal preferred thereto by the petitioner *vide* S.A. No. 631 of 2019 has also been dismissed on 04.08.2022.

In view of the aforesaid submission made by the respondents, this application is dismissed as infructuous.

**(Anil Kumar Sinha, J)**

praful/-

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