

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P (C) No. 6879 of 2018

*Biswanarayan Pal*

.....

*Petitioner*

*Mr. G.R. Sethi, Advocate*

Vs.

*Sub-Collector, Cuttack and  
another*

.....

*Opposite Parties*

*Mr. S.N. Nayak, ASC*

**CORAM:**

**DR. JUSTICE B.R. SARANGI**

**MR. JUSTICE V. NARASINGH**

**ORDER**

**12.07.2022**

**Order No.**

04.

This matter is taken up through hybrid mode.

2. Since the period of tender has already been over by efflux of time, the writ petition has become infructuous.

3. Accordingly, the writ petition is disposed of, as infructuous. However, if any cause of action still survives, the petitioner is at liberty to pursue its remedy before the appropriate forum, if it is so advised, in terms of the agreement/DTCN, which is applicable to it and the same shall be disposed of keeping in view the ratio decided in the case of *Somnath Behera v. State of Odisha* (W.P.(C) No.20412 of 2013 decided on 27.09.2013).

**(DR. B.R. SARANGI)**  
**JUDGE**

**(V. NARASINGH)**  
**JUDGE**

*Arun*