

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

921 WRIT PETITION NO.1289 OF 2022

HASAN KHAN CHOTE KHAN PATHAN DIED THROUGH HIS LRS.
ZUBEDA BEGUM HASAN KHAN AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH ADDITIONAL
COMMISSIONER AND OTHERS

...
Advocate for Petitioners : Mr. A.A. Khan
Addl. GP for Respondents: Mr. P.S. Patil
...

**CORAM : S. V. GANGAPURWALA AND
S. G. DIGE, JJ.**

DATE : 27th JANUARY, 2022

PER COURT :-

1. We have heard learned counsel for the petitioners.
2. The dispute as raised in the present matter with regard to ownership and possession cannot be dealt with in writ jurisdiction under Article 226 of the Constitution of India as the same are disputed question of facts.
3. In view of that, writ petition is disposed of with liberty to the petitioner to avail the remedy as may be permissible under law. In that event all the contentions are kept open.

**(S.G. DIGE)
JUDGE**

**(S.V. GANGAPURWALA)
JUDGE**