

Item No.16

In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

03.05.2023
Ct-24

WPA 9579 of 2022
Mrs. Sophia Ali (Hossain)

v.

The Kolkata Municipal Corporation & Ors.

Ms. Kakali Datta
Mr. Sanjoy Chakraborty
Ms. Anamika Biswas
... for the petitioner.

Mr. Bibek Jyoti Basu
Mr. Sanatan Panja
Ms. Ankita Mukherjee
... for the State respondent no. 6.

Mr. Alak Kumar Ghosh
Mr. Subhraangsu Panda
... for KMC.

Learned advocate representing the petitioner submits that the writ petition was erroneously filed before this Court. The issue in question is already pending consideration in a suit being TS No. 1663 of 2021 in the Court of the learned 1st Civil Judge (Junior Division) at Alipore.

The petitioner does not intend to press the present writ petition.

Learned advocate representing the State respondent no. 6 submits that the writ petition is an absolutely misconceived one. The dispute is private in nature.

Upon hearing the parties it appears that the petitioner has already approached the Civil Court for relief.

There is no requirement of proceeding with the writ petition any further.

The writ petition stands disposed of.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

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(Amrita Sinha, J.)