

20.03.2023
Court No.13
Item No.378
AP

WPA 17509 of 2022

**Bahnisikha Ghatak
Vs.
State of West Bengal and Ors.**

Mr. Pratip Mukherjee
Mr. Omar Faruk Gazi

... For the Petitioner.

Mr. Debasish Ghosh
Mr. Debraj Sahu

... For the State.

Mr. Asit Baran Raut
Mr. Asit Kumar Chowdhury

... For the Private Respondent No.5.

Affidavit-in-opposition filed by the respondent
No.5 is taken on record.

The petitioner claims that the private
respondent No.5/husband of the petitioner has forcibly
dispossessed her from the property standing in her
name.

Learned counsel for the private respondent
No.5/ husband of the petitioner disputes the same.
Counsel for the private respondent No.5/husband of
the petitioner submits that he has contributed
substantially into the purchase of the property.

This Court is of the view that these disputed
questions of fact cannot be gone into by the writ Court
under Article 226 of the Constitution of India. The
parties may agitate the matter in an appropriate civil
proceeding.

The writ petition is disposed of without any orders.

There shall be no order as to costs.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)