

Court No. - 6

Case :- WRIT - C No. - 39080 of 2023

Petitioner :- Huma Zaidi

Respondent :- Uttar Pradesh Waqf Tribunal And 4 Others

Counsel for Petitioner :- Syed Ali Murtaza

Counsel for Respondent :- S.M. Iqbal Hasan

Hon'ble Mrs. Manju Rani Chauhan,J.

Heard Mr. Syed Ali Murtaza, learned counsel for the petitioner and Ms. Nemsia Khurshid, Advocate holding brief of Mr. S.M. Iqbal Hasan, learned counsel for the respondent no.2.

This writ petition has been filed by the petitioner with a prayer to direct the respondent no.1 to decide the Case No.282 of 2015 (New no.255/2017) (Tahuwwur Ali Khan (since died) through his legal heir vs. Shia Central Board of Waqf, Lucknow and others) within stipulated period.

Learned counsel for the petitioner submits that the controversy involves legal issues, which have already been framed. Therefore, a direction may be issued to respondent no.1 to decide the aforesaid case within stipulated period.

Learned Standing Counsel does not dispute the aforesaid.

Counsel for the parties agree that the writ petition may be disposed of finally at this stage without calling for a counter affidavit specifically in view of the order proposed to be passed today.

In view of the aforesaid, without going into the merits of the case of the petitioner, this writ petition stands ***disposed of*** with a direction to the respondent no.1, i.e. Uttar Pradesh Waqf Tribunal, Lucknow to decide the Case No.282 of 2015 (New no.255/2017) (Tahuwwur Ali Khan (since died) through his legal heir vs. Shia Central Board of Waqf, Lucknow and others), in accordance with law, after hearing all the parties concerned, preferably within a period of three months from the date of production of certified copy of this order.

It is made clear that this Court has not examined the merits of the case of the petitioner and the authority concerned shall apply its own mind strictly in accordance with law.

Order Date :- 9.11.2023

Jitendra/-