

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.07.2016

CORAM

THE HONOURABLE MR.JUSTICE M.JAICHANDREN

W.P.No.13924 of 2016

Jumma Masjid

Rep.by its Mutha Valli

K.M.Mohideen kunhi

... Petitioner

Vs.

1. The Government of Tamil Nadu
rep.by its Secretary
Backward and Most Backward
Minority Welfare Department
Fort St.George
Chennai 600 009.

2. Tamil Nadu Wakf Board
rep.by its Chief Executive Officer
No.1, Jaffer Syrang Street
Vallal Seethakathi Nagar
Chennai 600 001.

... Respondents

Prayer: Writ Petition under Article 226 of the Constitution of India praying to issue a writ of mandamus, directing the second respondent to consider the petitioner's representation dated 06.01.2016 for publishing the total extent of 144 grounds of property comprised in Survey Nos.2057 to 2088 Mylapore Village belonging to the petitioner Wakf in the Government Gazette.

For Petitioner : Mr.T.Velumani

For Respondents : Mr.P.Karthikeyan
Government Advocate for R1

Mr.Mohammed Fiyaz Ali for R2

ORDER

Heard.

2.This writ petition has been filed praying that this Court may be pleased to issue a WRIT OF MANDAMUS, directing the respondents to consider and pass orders on the representation submitted by the petitioner, dated 06.01.2016.

3.Though various grounds have been raised in the affidavit filed in support of the writ petition, the learned counsel appearing for the petitioner has submitted that it would suffice, if the second respondent is directed to dispose of the petitioner's representation, dated 06.01.2016, on merits and in accordance with law, within a specified period.

4.The learned counsel appearing on behalf of the second respondent has no objection for such an order being passed by this Court.

5.In view of the submissions made by the learned counsels appearing on either side, the second respondent is directed to dispose of the petitioner's representation, dated 06.01.2016, on merits and in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order, after giving an opportunity of hearing to the petitioner, as well as to the other persons concerned, if any. The petitioner is directed to furnish a copy of the representation, dated 06.01.2016, to the second respondent, along with a copy of this order. However, it is made clear that this Court, by this order, has not expressed any opinion on the merits of the matter.

6.The writ petition is disposed of, with the above direction. No costs.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

vj2

To

1. The Secretary
to Government of Tamil Nadu
Backward and Most Backward
Minority Welfare Department
Fort St.George
Chennai 600 009.

2. The Chief Executive Officer
Tamil Nadu Wakf Board
No.1, Jaffer Syrang Street
Vallal Seethakathi Nagar
Chennai 600 001.

+1cc to Mr.T.Velumani, Advocate, S.R.No.38971
+1cc to the Government Pleader, S.R.No.39327