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HIGH COURT OF CHHATTISGARH, BILASPUR**WPC No. 1762 Of 2014**

Mohd. Saeed Rauf S/o Late Abdul Rauf Aged About 68 Years R/o Shop No. 9 & 41 Olf No. 7 & 35), Hazrat Fateh Shah Majaar & Masjid Trust Committee, Police Line Tikrapara, Raipur, through General Power Of Attorney Holder Mohd. Naushaad S/o Mohd. Rafique R/o Tikrapara Raipur, Civil & Revenue Distt. Raipur C.G.

---- Petitioner**Vs**

1. Haji Mir Qadir Ali (Mutwalli), Hazrat Fateh Shah Majaar & Masjid Trust Committee, through Mutwalli P.S. Line Tikrapara Raipur, Tahsil & Distt. Raipur (C.G.)

(Infact trust committee ought to have been defendant instead of Haji Mir Qadir Ali, who was erstwhile member- Mutwalli, however, to avoid the matter being listed in default respondent No.1 has been defined as stated in the impugned order, however, the notice will be sent to the trust Committee)

2. The Chief Executive Officer Chhattisgarh State Wakf Board Raipur, Tahsil & Distt. Raipur (C.G.)
3. The Sub Divisional Officer & Assistant Survey Commissioner (Wakf), Tahsil & Distt. Raipur (C.G.)

---- Respondents**And****WPC No. 1764 Of 2014**

Hafiz Sheikh Nazir (wrongly mentioned as 'Sheikh Nazir Ahmed' in the impugned order, S/o Sheikh Ahmed, Aged About 56 Years, R/o Shop No. 26 (Old No. 49), Hazrat Fateh Shah Majaar & Masjid Trust Committee, Police Lines Tikrapara, Raipur, Tahsil and District Raipur, CG, Civil & Revenue District Raipur

---- Petitioner**Vs**

1. Hazrat Fateh Shah Majaar & Masjid Trust Committee, Through Mutwalli, Police Line Tikrapara, Raipur, Dist Raipur, CG
2. The Chief Executive Officer, Chhattisgarh State Wakf Board Raipur, Tahsil & Distt. Raipur C.G.
3. The Sub Divisional Officer Assistant Survey Commissioner (Wakf), Tah & Distt. Raipur (C.G.)

---- Respondent

And

WPC No. 1768 Of 2014

Mohd.Ejaz S/o Late Haji Jahur Bhai, Aged About 42 Years R/o Shop No. 11 (Old No. 09), Hazrat Fateh Shah Majaar & Masjid Trust Committee Police Line Tikrapara Raipur Tahsil & Distt. Raipur Civil & Revenue Distt. Raipur C.G.

---- Petitioner

Vs

1. Haji Mir Qadir Ali (Mutwalli) S/o Hazrat Fateh Shah Majaar & Masjid Trust Committee, through Mutwalli Police Line Tikrapara Raipur, Tahsil & Distt. Raipur C.G.

(infact trust committee ought to have been defendant instead of Haji Mir Qadir Ali, who was erstwhile member- Mutwalli, however, to avoid the matter being listed in default respondent No.1 has been defined as stated in the impugned order, however, the notice will be sent to the trust Committee)

2. The Chief Executive Officer, Chhattisgarh State Wakf Board Raipur, Tahsil & Distt. Raipur C.G.
3. The Sub Divisional Officer & Assistant Survey Commissioner (Wakf), Tah & Distt. Raipur C.G.

---- Respondents

And

WPC No. 1770 Of 2014

Mohd.Tauheed S/o Mohd. Saeed Rauf, Aged About 35 Years R/o Shop No. 38 (Old No. 32), Hazrat Fateh Shah Majaar & Masjid Trust Committee, Police Line Tikrapara, Raipur, through Power Of Attorney Holder Mohd. Naushaad S/o Mohd. Rafique R/o Tikrapara, Civil & Revenue Distt. Raipur (C.G.)

---- Petitioner

Vs

1. Haji Mir Qadir Ali (Mutwalli) Hazrat Fateh Shah Majaar & Masjid Trust Committee, through Mutwalli Pplice Line Tikrapara Raipur, Tah & Distt. Raipur (C.G.)

(infact trust committee ought to have been defendant instead of Haji Mir Qadir Ali, who was erstwhile member- Mutwalli, however, to avoid the matter being listed in default respondent No.1 has been defined as stated in the impugned order, however, the notice will be sent to the trust Committee)

2. The Chief Executive Officer Chhattisgarh State Wakf Board Raipur, Tahsil & Distt. Raipur C.G.
3. The Sub Divisional Officer & Assistant Survey Commissioner (Wakf), Tah & Distt. Raipur C.G.

---- Respondent

And

WPC No. 1772 Of 2014

Habib Ali , Son of Lt Peer Ali, Aged About 43 Years R/o Shop No. 14 & 42 (Old Nos. 13 & 37), Hazrat Fateh Shah Majaar & Masjid Trust Committee, Police Lines, Tikrapara, Raipur, Tahsil & District Raipur, Civil & Revenue Dist Raipur (C.G.)

---- Petitioner

Vs

1. Haji Mir Qadir Ali (Mutwalli), Hazrat Fateh Shah Majaar & Masjid Trust Committee, through Mutwalli, Police Line Tikrapara, Raipur, Dist Raipur, (C.G.)

(infact trust committee ought to have been defendant instead of Haji Mir Qadir Ali, who was erstwhile member- Mutwalli, however, to avoid the matter being listed in default respondent No.1 has been defined as stated in the impugned order, however, the notice will be sent to the trust Committee)

2. The Chief Executive Officer Chhattisgarh State Wakf Board Raipur, Tahsil & Distt. Raipur C.G.
3. The Sub Divisional Officer & Assistant Survey Commissioner (Wakf) Tah. & Distt. Raipur (C.G.)

---- Respondent

And

WPC No. 1773 Of 2014

Sheikh Ilyaasuddin S/o Late Muntazimuddin Aged About 37 Years R/o Shop No. 12 (Old No. 10), Hazrat Fateh Shah Majaar & Masjid Trust Committee Police Line Tikrapara Raipur Tahsil & Distt. Raipur Civil & Revenue Distt. Raipur C.G.

---- Petitioner

Vs

1. Haji Mir Qadir Ali (Mutwalli) Hazrat Fateh Shah Majaar & Masjid Trust Committee Through Mutwalli P.S. Line Tikrapara Raipur, Tha & Distt. Raipur C.G.

(infact trust committee ought to have been defendant instead of Haji Mir Qadir Ali, who was erstwhile member- Mutwalli, however, to avoid the matter being listed in default respondent No.1 has been defined as stated in the impugned order, however, the notice will be sent to the trust Committee)

2. The Chief Executive Officer, Chhattisgarh State Wakf Board, Raipur, Tahsil & Distt. Raipur C.G.
3. The Sub Divisional Officer & Assistant Survey Commissioner (Wakf),

Tah & Distt. Raipur C.G.

---- Respondents

And

WPC No. 1776 Of 2014

Mohd. Shamim S/o Mohd. Ayu, Aged About 39 Years R/o Shop Nos. 15 (Old No. 14), Hazrat Fateh Shah Majaar & Masjid Trust, Committee, Police Line Tikrapara Raipur Tahsil & Distt. Raipur Civil & Revenue Distt. Raipur C.G.

---- Petitioner

Vs

1. Haji Mir Qadir Ali (Mutwalli), Hazrat Fateh Shah Majaar & Masjid Trust Committee, through Mutwalli Police Line, Tikrapara Raipur, Tha & Distt. Raipur (C.G.)

(infact trust committee ought to have been defendant instead of Haji Mir Qadir Ali, who was erstwhile member- Mutwalli, however, to avoid the matter being listed in default respondent No.1 has been defined as stated in the impugned order, however, the notice will be sent to the trust Committee)

2. The Chief Executive Officer, Chhattisgarh State Wakf Board Raipur, Tahsil & Distt. Raipur C.G.
3. The Sub Divisional Officer & Assistant Survey Commissioner Wakf Tah & Distt. Raipur C.G.

---- Respondents

And

WPC No. 1777 Of 2014

Mohd. Hussain S/o Lt. Abdul Rauf, Aged About 55 Years R/o Shop No. 37, 39 & 40 (Old Nos. 31,33 & 34) Hazrat Fateh Shah Majaar & Masjid Trust Committee, Police Lines Tikrapara, Raipur, Through General Power Of Attorney Holder Mohd. Naushaad, S/o Mohd. Rafique, R/o Tikrapara, Raipur, Civil & Revenue Distt Raipur, Cg

---- Petitioner

Vs

1. Haji Mir Qadir Ali (Mutwalli), Hazrat Fateh Shah Majar & Masjid Trust Committee, Through Mutwalli, Police Line Tikrapara, Raipur, Dist Raipur, CG

(infact trust committee ought to have been defendant instead of Haji Mir Qadir Ali, who was erstwhile member- Mutwalli, however, to avoid the matter being listed in default respondent No.1 has been defined as stated in the impugned order, however, the notice will be sent to the trust Committee)

2. The Chief Executive Officer Chhattisgarh State Wakf Board Raipur,

Tahsil & Distt. Raipur C.G.

3. The Sub Divisional Officer & Assistant Survey Commissioner Wakf Tah & Distt. Raipur C.G.

---- Respondents

For Petitioners : Shri Vivek Chopra, Advocate.
For Respondent No. 1 : Shri Surfaraj Khan, Advocate.
For Respondent No. 2 : Shri Prateek Sharma, Advocate.

Order On Board

03/10/2017

- (1) Learned counsel appearing for the petitioner would submit that he may be permitted to withdraw this petition with liberty to challenge the order of Chief Executive Officer, Waqf Board in accordance with law.
- (2) Liberty is granted, as prayed for.
- (3) Accordingly, all the writ petitions are dismissed as withdrawn with the liberty as aforesaid.

Sd/-

(Sanjay K. Agrawal)
Judge

D/-