



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.01.2017

CORAM

THE HONOURABLE MR.JUSTICE K.RAVICHANDRA BAABU

W.P(MD)No.74 of 2017

and W.M.P.(MD) No.49 of 2017

S.Diwan Basha

..Petitioner

vs.

1. The Chief Executive Officer/Secretary,
Tamilnadu Wakf Board,
No.1, Jaber Sirang Street,
Vallal Seethakathi Nagar,
Chennai 600 001.

2.The Superintendent of Wakfs,
Tamilnadu Wakf Board Ramanathapuram Region,
No.159, Therpayasanam Road,
Velipattinam, Ramanathapuram.

3.The Inspector of Wakf (Virudhunagar),
Tamilnadu Wakf Board Ramanathapuram Region,
No.159, Therpayasanam Road,
Velipattinam, Ramanathapuram.

..Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, praying for the issuance of a writ of mandamus directing the respondents to conduct fair election in the petitioner's Jamath (ie) Sabashkhan Gori Pallivasal Muslim Hanabi Mathabu Jamath situated at Sivakasi Town, Virudhuangar District, as per approved Jamathars List and as per provisions of the Wakf Act and By-laws of the Jamath by considering the representation of the petitioner dated 09.12.2016 within a time frame as fixed by this Court.

For Petitioner : Mr. R.Gowrishankar

For Respondents : Mr.K.K.Senthil

O R D E R

The petitioner seeks for a mandamus directing the respondents to conduct fair election in the petitioner's Jamath (ie) Sabashkhan Gori Pallivasal Muslim Hanabi Mathabu Jamath situated at Sivakasi Town, Virudhuangar District, as per approved Jamathars List and as per provisions of the Wakf Act and By-laws of the Jamath by considering the representation of the petitioner dated 09.12.2016 within a time frame as fixed by this Court.

2. Heard the learned counsel for the petitioner and the learned counsel for the respondents and perused the materials placed on record.



3. Mr.K.K.Senthil, learned counsel, who takes notice on behalf of the respondents, submitted that though the petitioner has not made any representation to the respondents as claimed by him, the election will be conducted certainly in a fair and proper manner and therefore, the petitioner's apprehension has no basis at all.

4. Recording the said submission, this writ petition is disposed of. No costs. Consequently, connected W.M.P.(MD) No.49 of 2017 is closed.

Sd/-
Assistant Registrar(T&P)

/True Copy/

Sub Assistant Registrar(CS)
Madurai Bench of Madras High Court,
Madurai-23.

To,

1. The Chief Executive Officer/Secretary,
Tamilnadu Wakf Board, No.1, Jaber Sirang Street,
Vallal Seethakathi Nagar, Chennai 600 001.
2. The Superintendent of Wakfs,
Tamilnadu Wakf Board Ramanathapuram Region, No.159,
Therpayasanam Road, Velipattinam, Ramanathapuram.
3. The Inspector of Wakf (Virudhunagar),
Tamilnadu Wakf Board Ramanathapuram Region, No.159,
Therpayasanam Road, Velipattinam, Ramanathapuram.

+1cc to M/s.R.Gowrisankar, Advocate in SR.566
+1cc to M/s.K.K.Senthil, Advocate in SR.527

W.P(MD) No.74 of 2017
and W.M.P. (MD) No.49 of 2017
04.01.2017

cm.

PBK/SS-3/SAR-II 05/01/2017 ::2P-6C:(IT)