

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13553 of 2016

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1. Shamima Khatoon, wife of late Wasi Alam
 2. Md. Afzal Alam
 3. Asgar Alam
 4. Aslam
 5. Shahid Alam
 6. Farhat Alam Bano

Nos. (ii) of (Vi) are sons and daughter of Late Wasi Alam All resident of Mohalla- Dargah Road, P.S. Sultanganj, District- Patna.

.... Petitioners

Versus

1. The State of Bihar through Principal Secretary, Minality Welfare Department, Government of Bihar, Patna.
2. The District Magistrate, Patna.
3. The Senior Superintendent of Police, Patna.
4. The Chairman, Bihar State Shia Waqf Board, 34, Haj Bhawan, Ali Imam Path, Patna-1.
5. The Chief Executive Officer, Bihar State Shia Waqf Board, 34, Haj Bhawan, Patna.
6. The Secretary, Managing Committee, Shahi Shangi Masjid, P.S.- Sultanganj, P.O.- Mahendru, district- Patna- 800006.
7. The S.D.M., Patna City
8. The S.D.P.O., Patna City.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Syed Hussain Majeed, Advocate
For the Respondent/s : Mr. Sita Ram Yadav-GP16

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 08-05-2018

It is submitted by the learned counsel for the



petitioner that in view of the statutory provision prescribed under proviso to sub-section (9) of Section 83 of the Waqf Act, 1995 as also in view of the judgment dated 25.04.2018 passed by this Court in the matter of **Md. Wasiur Rahman & Anr. vs. State of Bihar (CWJC No. 14622 of 2017)**, the writ petition challenging the order dated 28.06.2016 passed by the Bihar Waqf Tribunal in Waqf Appeal No.15 of 2013 shall not be maintainable. He submitted that the writ petition may be disposed of with liberty to avail remedy of civil revision.

Leave is granted.

The writ petition is disposed of.

(Ashwani Kumar Singh, J)

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