

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.01.2018

CORAM

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

W.P.No.3734 of 2017

T.Guldhar Khan
S/o.Thippu Khan

.. Petitioner

Vs.

1.The Chief Executive Officer
Tamil Nadu Wakf Board
Chennai-1.

2.The Superintendent of Wakfs
Villupuram & Cuddalore District,
No.512, Gandhi Street,
Panruti, Villupuram District.

3.Inspector of Wakfs,
Villupuram & Cuddalore District
No.512, Gandhi Street,
Panruti, Villupuram District.

... Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondents to consider his representation dated 07.11.2016 as per Sec.51 and 52 of Wakf Act, 1995.

For Petitioner : Mr.G.Mohammed Aseef

For Respondents : Mr.Mohammed Fayaz Ali for R1

O R D E R

The petitioner seeks for mandamus directing the respondents to consider his representation dated 07.11.2016, wherein and whereby, he sought for removal of certain encroachers from the land belonging to the Wakf Board.

2. The learned counsel for the first respondent submitted that such representation will be considered and appropriate orders will be passed by the first respondent, within a time stipulated by this Court.

3. Heard both sides.

4. This Court, at this stage, is not expressing any view on the merits of the claim made by the petitioner, as it is for the first respondent to consider and decide the same, on merits and in accordance with law. Accordingly, this writ petition is disposed of, only by directing the first respondent to consider the representation of the petitioner dated 07.11.2016 and pass orders on the same on merits and in accordance with law, after giving due opportunity of hearing to the petitioner as well as the other parties concerned. Such exercise shall be done by the first respondent within a period of four weeks from the date of receipt of a copy of this order. No costs.

Sd/-

Assistant Registrar (CS IV)

//True copy//

Sub Assistant Registrar

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To

1. The Chief Executive Officer
Tamil Nadu Wakf Board
Chennai-1.
2. The Superintendent of Wakfs
Villupuram & Cuddalore District,
No.512, Gandhi Street,
Panruti, Villupuram District.
3. Inspector of Wakfs,
Villupuram & Cuddalore District
No.512, Gandhi Street,
Panruti, Villupuram District.

+1cc to Mr.G.Mohammed Asseef, Advocate SR.No.7129
+1cc to Mr.Mohamed Fayaz Ali, Advocate SR.No.7316

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SV (CO)
GN (12/02/2018)