

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 15265 OF 2019

Sayed Latifuddin Nizamuddin Quadri .. Petitioner

Versus

The State of Maharashtra and others .. Respondents

Mr. Fatema S. Kazi, Advocate for Petitioner.

Mrs. M. A. Deshpande, Addl. G. P. for Respondents-State.

**CORAM : S. V. GANGAPURWALA &
AVINASH G. GHAROTE, JJ.**

DATED : 18th DECEMBER, 2019.

PER COURT:-

1. The learned counsel for the petitioner submits that time to time representations are made to the respondent No. 4 for removal of encroachment. According to the petitioner, the encroachment is in the property of Wakf. The petitioner claims to be Mutawali.

2. The petitioner has remedy to approach Wakf Tribunal under the provisions of the Wakf Act.

3. The petitioner may also prosecute application filed by the petitioner before the respondent No. 4 as may be permissible under law. If said application is filed, naturally, the authority will have to consider the same on its own merits.

4. With these observations, writ petition is disposed of. No costs.

**(AVINASH G. GHAROTE)
JUDGE**

**(S. V. GANGAPURWALA)
JUDGE**

P.S.B.