

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.04.2019

CORAM

THE HON'BLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.11167 of 2019
and
W.M.P.No.11564 of 2019

A.Ayub Khan

...Petitioner

Vs.

1.The Chairman
Tamil Nadu Wakf Board
Jaffer Sarang Street
Seethakathi Nagar,
Vallal, George Town
Chennai.

2.The President
Big Kancheepuram Sunnath Jammath Jumma Masjid
No.22, Salai Street,
Kancheepuram - 631 502.

...Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the 1st respondent to dispose of the petitioner's representation dated 24.11.2018 and consequently, directing the 2nd respondent to allow to continue as a Muthavalli till my tenure expired i.e. 26.03.2021.

For Petitioner : Mr.A.S.Vijayaraghavan

For Respondents : Mr.Md.Aseef, for R1

O R D E R

Mr.Md.Aseef, learned counsel takes notice for the first respondent.

2. The petitioner seeks for a mandamus directing the 1st respondent to dispose of his representation dated 24.11.2018 and consequently, directing the 2nd respondent to allow him to continue as a Muthavalli till his tenure period i.e. 26.03.2021.

3. It seems that the petitioner by way of the present writ petition seeks to challenge the order passed by the 2nd respondent, removing the petitioner from the post of Muthavalli.

4. Needless to say that, if the petitioner is aggrieved against the said order, he has to prefer an appeal before the 1st respondent. Without doing so, merely, giving a representation will not serve any purpose. Therefore, this writ petition is disposed of, by granting liberty to the petitioner to file such an appeal before the 1st respondent in accordance with the procedure contemplated. It is also made clear that this Court is not expressing any view on the merits of the claim made by the petitioner against his removal, since this writ petition is disposed of without issuing notice to the 2nd respondent. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar (CS-VI)

//True Copy//

Sub Assistant Registrar

mk

To

1.The Chairman
Tamil Nadu Wakf Board
Jaffer Sarang Street
Seethakathi Nagar,
Vallal, George Town
Chennai.

+1 cc to Mr.A.S.Vijayaraghavan, Advocate, S.R.No.36547

सत्यमेव जयते

W.P.No.11167 of 2019

NRJK(CO)
SSM(22/05/2019).

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