



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.07.2021

CORAM

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

Writ Petition No.7728 of 2011
and M.P.Nos.2 and 3 of 2011

Mufti Dr.Salahuddin Mohammd Ayub

... Petitioner

Vs

1.Tamil Nadu Wakf Board
(Represented by its Chairman)
No.1, Jaffer Saheb Street
Chennai-600 001.

2.The Chief Executive Officer
Tamil Nadu Wakf Board
No.1, Jaffer Saheb Street
Chennai-600 001.

3.Md.Muthair Hussain (Muthavalli)
Hazrath Syed Kareemullah Sha Khadri
Durga and Burial Ground
No.85, Dr.Natesan Road
Mylapore, Chennai-600 004.

4.Wakif Tribunal
City Civil Court,
Chennai.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, forbearing the 3rd respondent to raise any construction in the entire premises of the Hazrath Syed Kareemullah Sha Khadri Durga and Burial Ground, No.85, Dr.Natesan Road, Mylapore, Chennai-600 004.

For Petitioner :Mr.Nasser Abdullah

For R1 :Mr.V.Raghavachari

R2 :Dismissed vide Court order
dated 11.04.2012

For R3 :Mr.Muniruddin Sheriff



ORDER

This writ petition has been filed to issue a mandamus, forbearing the 3rd respondent to raise any construction in the entire premises of the Hazrath Syed Kareemullah Sha Khadri Durga and Burial Ground, No.85, Dr.Natesan Road, Mylapore, Chennai-600 004.

2.Today, when this matter was taken up for consideration, both the learned counsel for the petitioner as well as the learned counsel for the respondents 1 and 3 fairly submitted that the dispute between the petitioner and the 3rd respondent is nothing but a private dispute and hence, nothing survives for adjudication.

3.In such view of the matter, the claim of the petitioner cannot be considered and accordingly, this writ petition stands dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CS-III)

//True Copy//

Sub Assistant Registrar

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To

1.Tamil Nadu Wakf Board
(Represented by its Chairman)
No.1, Jaffer Saheb Street
Chennai-600 001.

2.The Chief Executive Officer
Tamil Nadu Wakf Board
No.1, Jaffer Saheb Street
Chennai-600 001.

3.The Wakif Tribunal
City Civil Court, Chennai.

+1cc to Mr.V.Raghavachari, Advocate, S.R.No.33085

W.P.No.7728 of 2011

NMI (CO)
CB(18/08/2021)