

CWP-14976-2021

Date of decision : August 06, 2021

Yameen and another

.....Petitioners

Versus

Additional Chief Secretary to Govt. of Punjab and others

.....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Danishwar Ali, Advocate for the petitioners.

Mr. Pradeep Bajwa, Addl. AG, Punjab

Mr. Ghulam Nabi Malik, Advocate for respondent No. 4.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this writ petition is for issuance of a writ in the nature of Quo Warranto, Certiorari, Mandamus, Prohibition etc. by declaring resolution dated 13.02.2021 (Annexure P5) besides any other resolutions and orders passed by the Chairman after expiry of its terms i.e. after 08.02.2021, as null and void as existence of the Punjab Wakf Board (for short – 'Board') is stated to be in violation of Section 15 of The Wakf Act, 1995 (amended 2013). It is stated that the Board was constituted vide notification dated 09.02.2016 (Annexure P1) and the vacancies were filled by the State Government as and when they arose. It is further stated that as tenure of the Board came to an end on 08.02.2021, continuation of the members in their position as such is illegal and unconstitutional.

It is relevant to note at this stage that in first para of the writ petition, it is clearly mentioned that petitioners are residents of Haryana. Petitioner

No.2, it is stated, is a social activist having interest and faith in Sufism and that petitioners have no interest in the management of the Board, neither any of their friends and relatives are related to the affairs of the Board and that they have no personal interest in any manner.

In this view of the matter, present writ petition, which is specifically declared not to be a public interest litigation, is not maintainable.

Present writ petition is, accordingly dismissed on this sole ground.

August 06, 2021
rts

(Lisa Gill)
Judge

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No