



WEB COPY



W.P.No.32635 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **24.01.2023**

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P.No.32635 of 2022

Tajuddin A

.. Petitioner

Vs.

1. The Chief Executive Officer,
Tamil Nadu Wakf Board,
No.1, Jaffar Syrang Street,
Vallal Seethakathi Nagar,
Chennai - 600 001.

2. Nawab Fazeelathunissa Begum
Saheba Mosque & Endowment,
Rep. by its Trustee/Muthawali
No.796/419, Anna Salai,
Nandanam, Chennai - 600 035.

3. Muhamed Mujeeber Rahman

4. S.Feroze Khan

.. Respondents

Prayer : Writ Petition has been filed under Article 226 of the Constitution of India seeking a Writ of Quo Warranto as to under what authority the 3rd respondent holds the post of Trustee for the 2nd respondent wakf and to restrain the 3rd respondent from continuing the post and remove the 3rd respondent from the post of Trustee from the 2nd respondent wakf.



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For Petitioner : Mr.R.Shenbagaraman

For Respondent 1 : Mr.Haja Mohideen Gisthi

For Respondents 2 & 3 : Mr.N.A.Nassir Hussain

For Respondent 4 : Mrs.Ajimath Begum

ORDER

This writ petition has been filed seeking Quo Warranto against the Mutawalli. This Court is of the view that this writ petition is not maintainable. If at all the petitioner has any grievance against the Mutawalli or the Wakf the same should be adjudicated before the Wakf Tribunal and not before the Writ Court. Such view of the matter, this writ petition is dismissed as not maintainable. No costs.

24.01.2023

Index : Yes / No

Neutral Citation : Yes / No

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To

1. The Chief Executive Officer,
Tamil Nadu Wakf Board,
No.1, Jaffar Syrang Street,
Vallal Seethakathi Nagar,
Chennai - 600 001.



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2. The Trustee/Muthawali
Nawab Fazeelathunissa Begum
Saheba Mosque & Endowment,
No.796/419, Anna Salai,
Nandanam, Chennai - 600 035.



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N.SATHISH KUMAR, J.

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