

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

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DATED: 24.02.2023**CORAM****THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN****W.P.(MD)No.3830 of 2023**

S.Sugarno,
President of
Malickdhinar Baithulmal Jamath,
Pon Arippu Street,
Kottar Post,
Kanyakumari District.

... Petitioner

Vs.

1. The Revenue Divisional Officer,
O/o.The Revenue Divisional Officer,
Nagercoil, Kanyakumari District.
2. M.Mohammed Iqbal,
S/o.Malikka Pillai,
(Ex-President of
Malickdhinar Baithulmal Jamath),
Panjalingapuram Kottaram,
4/162, Panjalingapuram,
Mahathanapuram – 629 702.
3. P.Mohideen Abdul Khadar,
S/o.Pakkeer Mohammed,
(Ex-Treasurer of
Malickdhinar Baithulmal Jamath),
357/C/1, Railway Feeder Road, Idalaakudi,
Kottar, Nagercoil – 629 002.
4. M.A.Mohammed Abdul Khadar,
S/o.Janab.M.Ameer Ali,
(Ex-Member of
Malickdhinar Baithulmal Jamath),



O/2A, 13, Maraikaar Garden, South Puthutheru,
Idalaakudi,
Kottar, Nagercoil – 629 002.

5. S.M.Abdul Khadar,
S/o.Janab. Seyad Mohammed,
(Ex-Member of
Malickdhinar Baithulmal Jamath),
Noor Tea Stall Maelmaadi,
74A, Parakkai Road, Ilankadai,
Kottar, Nagercoil – 629 002.
6. B.Haja Mydeen,
S/o.Janab. Bathusha,
(Ex-Member of
Malickdhinar Baithulmal Jamath),
35/2, Rajapathai, Kottar,
Nagercoil – 629 002.
7. M.Musthafa,
S/o.Mohammed Sahib,
(Ex-Member of
Malickdhinar Baithulmal Jamath),
134/24, Ismail Street, Baithulmal Nagar,
Kottar, Nagercoil – 629 002. ... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the first respondent to complete the proceedings against the respondents 2 to 7 to collect the entire accounts during their regime of administration of Malickdhinar Baithulmal Jamath Pon Arippu Street, Kottar Post, Kanyakumari District viz., the auditor report, vouchers for the income and the expenditures, Account Statements of Bank transactions, Bank Passbooks, MDB Community Hall Accounts Books and its construction account books, Minutes Note for the executive meeting and General Body, school staff salary details, Jamath's staff salary



details, details of Nikah contribution amounts received by the Jamath, accounts for subscription amount, accounts for leasing Jamath place and other accounts and hand over the same to the petitioner's new management by considering the order of the Tamil Nadu Wakf Board proceedings in No.14604/07/B1/KK dated 27.09.2022 and the petitioner's petition dated 26.10.2022 within the period stipulated by this Court.

For Petitioner : Mr.A.Haja Mohideen

For R-1 : Mr.A.K.Manikkam,
Special Government Pleader.

* * *

ORDER

Heard the learned counsel on either side.

2. The petitioner seeks disposal of the petition mentioned petition.

3. No exception can be taken to the said request. The first respondent is directed to pass final order on the petition mentioned petition on merits and in accordance with law



within a period of twelve weeks from the date of receipt of a copy of this order.

4. I make it clear that I have not gone into the merits of the matter. The first respondent shall put all the interested parties on notice before passing final order. It is open to the first respondent to pass order one way or the other.

5. This writ petition stands disposed of. No costs.

24.02.2023

NCS : Yes / No
Index : Yes / No
Internet : Yes/ No

PMU

To:

The Revenue Divisional Officer,
O/o.The Revenue Divisional Officer,
Nagercoil, Kanyakumari District.



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G.R.SWAMINATHAN,J.

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