



W.P. No. 7430 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.03.2024

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 7430 of 2024

M.Javith Ali

... Petitioner

-VS-

1. The Chief Executive Officer,
Tamil Nadu Wakf Board,
Chennai - 600 001.
2. The Superintendent of Wakfs,
Villupuram & Cuddalore District,
No. 512, Gandhi Street,
Panruti,
Villupuram District.
3. The Inspector of Wakfs,
Villupuram & Cuddalore District,
No. 512, Gandhi Street,
Panruti,
Villupuram District.
4. M. Koppan
5. V.Lashumanan
6. M.Viswanathan
7. V.Duraisam
8. K.Rajendran
9. V.Elumalai
10. S.Kumar



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11. A.Siva Kumar
12. D.Ranganthan
13. C.Aari
14. C.Paramasivam
15. Shanmugam
16. T.Rajagopal
17. C.Elumalai
18. N.Ranganathan
19. D.Ranganathan
20. Ismail
21. B.Saroja
22. K.Arul
23. K.Manivel
24. B.Mani
25. B.Sundari
26. E.Sivakumar
27. E.Sasikumar
28. E.Senthil
29. E.Chandrasekar
30. Munusamy
31. M.Krishnan
32. V.Marimuthu



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33. A.Krishnan

34. D.Mannagatti

35. Govindhammal

36. Govindharaj

37. Yuvaraj

38. Anbhazhagan

39. Ramalingam

40. Venkatesan

41. Askar

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the First to Third Respondents to take action against the Fourth to Forty First Respondents by invoking Section 52(1)(2) of the Wakf Act.

For Petitioner : Mr. S.Gunasekaran

For Respondents : Mr. C.Shankar (for R1 to R3)

ORDER

Heard Mr. S.Gunasekaran, Learned Counsel for the Petitioner and Mr. C.Shankar, Learned Counsel, who takes notice for the First to Third Respondents and perused the materials placed on record, apart from the pleadings of the parties.



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2. Having regard to the nature of order proposed to be passed in the Writ Petition, which would not cause any prejudice to the Fourth and Forty First Respondents, notice to them is dispensed with.

3. When it was pointed out that the Petitioner has got an effective alternative remedy of filing application under Section 83 of the Waqf Act, 1995, before the jurisdictional Waqf Tribunal for the relief claimed in the Writ Petition, Learned Counsel for the Petitioner seeks permission of the Court to withdraw the Writ Petition with liberty to resort to the aforesaid procedure and he has made an endorsement to that effect in the court record.

In view of the same, the Writ Petition is dismissed as withdrawn granting such liberty. No costs.

22.03.2024

Index: Yes/No

NCC: Yes/No

Note: Issue order copy by 28.03.2024.

vjt



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To

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P.D. AUDIKESAVALU, J.

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