



W.P.No. 19748 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.07.2024

CORAM:

THE HONOURABLE **MRS. JUSTICE V.BHAVANI SUBBAROYAN**

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Wakf Protection forum,
Represented by its Secretary,
A.Julani Basha
No.151/313, Thambu Chetty Street,
Chennai 600 001.

.. Petitioner

Versus

The Principal Secretary,
BCMBC & MW Department,
Government of Tamil Nadu,
Fort St. George, Chennai 600 009

...Respondent

Prayer: This petition is filed under Article 226 of the Constitution of India to issue a writ of Mandamus directing the respondent to conduct a detailed enquiry with regard to the resolution of the Tamil Nadu Wakf Board dated 18.07.2023 vide proceedings under Rc No. 7761/E1/2008 for revising the cadre strength of Tamil Nadu Wakf Board, subsequent appointments to the various posts in the Tamil Nadu Wakf Board violating Section 24 of Wakf Act, 1995 based on the representation of



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the petitioner dated 24.11.2023.

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For Petitioner : Mr.C.D. Sugumar

For Respondent : Mr.N. Naveen Kumar
Government Advocate

ORDER

This petition is filed to seeking a direction directing the second respondent to consider the representation of the petitioner dated 24.11.2023 and pass orders.

2. Mr.N. Naveen Kumar, Government Advocate takes notice for the first and second Respondent. In view of the consent expressed by the learned counsel appearing for either side, this petition is taken up for final disposal. .

3.The facts of the case is that the petitioner organization has unearthed several irregularities committed by the Wakf Board in the administration. Like wise there was some illegal activities with regard to appointments made in the Wakf Board. Hence, the petitioner has given a representation on 24.11.2023 with regard to the said issue. However, no



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action was taken, due to which the petitioner gave another representation on 07.12.2023 to cancel all the illegal appointments made in the Wakf Board as per resolution dated 18.07.2023 and for initiating appropriate action against the erred officials of Wakf Board. The grievance of the petitioner is that there is no progress in the representation made by the petitioner. Hence, this petition.

4. The learned counsel for the petitioner submitted that it would be suffice if this Court issues a direction to the respondent to consider the petitioner's representation and pass orders.

5. The learned Government Advocate appearing for the respondent submitted that the representation is of the year 2023 and the petitioner has filed this writ petition after a lapse of more than one year. He further submitted if a fresh representation is filed by the petitioner they will consider the same and take action in the manner known to law as early as possible.

6. For the foregoing reasons, this Court without expressing any



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opinion on the merits of the case directs the petitioner to give a fresh representation to the respondent within a period of twelve weeks from the date of receipt of a copy of this order. If any representation is given by the petitioner regarding the said issue, the respondent shall consider the same and pass orders within a period of eight weeks from the date of receipt of the representation.

8. With the aforesaid direction, this writ petition is disposed of. No order as to costs.

19.07.2024

Speaking order : Yes/No
Neutral citation : Yes/No
Index : Yes/No
smn
To

The Principal Secretary,
BCMBC & MW Department,
Government of Tamil Nadu,
Fort St. George, Chennai 600 009 .



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V.BHAVANI SUBBAROYAN, J.

smn

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