IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI
(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF JANUARY
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 2238 OF 2025

Between:

Yaqub Saheb Masjid Development Committee (Reg. No. 50 of 2021), Rep. by its President Named Panvale Mohammad Akram, S/o. Late Panwale Yousuf, Residing at Door No. 8/145-2, Mastan Valli Street, Kadapa City and District, A.P.

...PETITIONER

AND

1. The State Of Andhra Pradesh, Rep by its Principal Secretary, Minorities Welfare Department, Secretariat Velagapudi Amaravathi Guntur District.
2. The Andhra Pradesh State Waqf Board, Rep. by its Chief Executive Officer, 4th and 5th Floor, Imdad Ghar Waqf Complex. Kaleswara Rao Market, Vijayawada-520001, Krishna District.
3. The Chairman, The Andhra Pradesh State Waqf Board 4th and 5th Floor, Imdad Ghar Waqf Complex. Kaleswara Rao Market, Vijayawada-520001, Krishna District.
4. The Inspector Auditor, Waqfs A P State Waqf Board Office. Collector Office, YSR Kadapa District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, order or direction, more particularly one in the nature of WRIT OF MANDAMUS declaring the inaction of respondents No. 2 to 4 on the petitioner's application under section 65 (2) of the waqf Act, 1995 dt. 22-12-2024, submitted by petitioner by stating that the committee is always ready to obey the AP Waqfs Managing committee (constitution, function and duties) Regulation 2009 and for recognition and authorization

for managing the Yaqub Saheb Masjid-Kadapa, The inaction on the application as illegal, irregular, arbitrary, violative of said statute and offends as illegal , irregular, irrational and contrary to the waqf Act, 1995 further offends Articles 14, 19 and 21 of Constitution of India and consequently direct the respondents No. 2 to 4 to dispose the application made by petitioner by following the The Waqf Act, 1995 and AP Waqfs Managing committee (constitution, function and duties) Regulation.

IA NO: 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct respondents No. 2 to 4 to dispose off the application under section 65 (2) of the waqf Act, 1995 dt. 22-12-2024, submitted by petitioner by for recognition and authorization for managing the Yaqub Saheb Masjid-Kadapa, forthwith, pending disposal of the above Writ Petition.

Counsel for the Petitioner : SRI KARIMIREDDY HEMA CHANDRA REDDY

Counsel for the Respondent No.1 : GP FOR SOCIAL WELFARE

Counsel for the Respondent Nos.2 to 4 : SRI SHAIK KHAJA BASHA, SC FOR WAQF BOARD

The Court made the following: ORDER

APHC010035822025

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3329]
(Special Original Jurisdiction)

THURSDAY ,THE THIRTIETH DAY OF JANUARY
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 2238/2025

Between:

Yaqub Saheb Masjid Development Committee (reg. No. 50 Of 2021) **...PETITIONER**

AND

The State Of Andhra Pradesh and Others **...RESPONDENT(S)**

Counsel for the Petitioner:

1. KARIMIREDDY HEMA CHANDRA REDDY

Counsel for the Respondent(S):

1. GP FOR SOCIAL WELFARE

The Court made the following:

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 2238/2025

ORDER:

This writ petition is filed under Article 226 of the Constitution of the India seeking the following reliefs:-

> *"to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of respondent Nos.2 to 4 on the petitioner's application under Section 65 (2) of the Waqf Act 1995 dated 22.12.2024 submitted by petitioner by stating that the committee is always ready to obey the A.P. Waqfs Managing committee (constitution, function and duties) Regulations, 2009 and for recognition and authorization for managing the Yaqub Saheb Masjid-Kadapa. The inaction on the application as illegal, irregular, arbitrary, violative of said statute and offends as illegal, irregular, irrational and contrary to the Waqf Act, 1995 further offends Articles 14, 19 and 21 of Constitution of India and consequently direct the respondent Nos.2 to 4 to dispose the application made by petitioner by following the Waqf Act, 1995 and A.P. Waqfs Managing committee (constitution, function and duties) Regulation and pass such other order.*

2. Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents.

3. Learned counsel for the petitioner submits that the petitioner made an application dated 22.12.2024 under Section 65(2) of the Waqf Act, 1995 to the respondents requesting to recognize and authorize the petitioner's committee as a sole managing body/committee for the Yaqub Sahib Masjid and direct the previous committee to hand over all the property, records and accounts to the

petitioner's committee. But the respondents did not consider the application of the petitioner. Hence, the present Writ Petition.

4. On the other hand, learned Standing Counsel for the rcspondents submits that the Board is the competent authority to consider the application of the petitioner. As such the application/representation dated 22.12.2024 of the petitioner would be placed before the 2nd respondent Board for consideration.

5. Having regard to the submissions made by the learned counsel for the petitioner and the learned Standing Counsel for the respondents and on perusal of the material placed on record. this Court is of the considered view that the present Writ Petition can be disposed of directing the Chief Executive Officer (CEO) of the 2nc respondent Board to place the application/representation of the petitioner dated 22.12.2024 before the 2nc respondent Board for appropriate action and to issue speaking order by considering the application of the petitioner.

6. With the above direction, the Writ Petition is disposed of. There shall be no order as to costs.

As a sequel miscellaneous application, pending, if any, shall also stand closed.

SD/- K KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

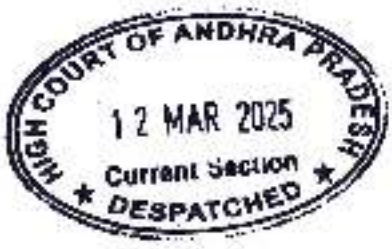
1. The Principal Secretary, Minorities Welfare Department, State of Andhra Pradesh, Secretariat Velagapudi Amaravathi Guntur District.

2. The Chief Executive Officer, Andhra Pradesh State Waqf Board, 4th and 5th Floor, Imdad Ghar Waqf Complex. Kaleswara Rao Market, Vijayawada-520001. Krishna District.
3. The Chairman, The Andhra Pradesh State Waqf Board 4th and 5th Floor, Imdad Ghar Waqf Complex. Kaleswara Rao Market, Vijayawada-520001, Krishna District.
4. The Inspector Auditor, Waqfs A P State Waqf Board Office. Collector Office, YSR Kadapa District.
5. One CC to Sri Karimireddy Hema Chandra Reddy, Advocate [OPUC]
6. Two CCs to GP for Social Welfare, High Court of Andhra Pradesh. [OUT]
7. One CC to Sri Shaik Khaja Basha, SC for Waqf Board (OPUC)
8. Three C.D. Copies.

Cnr

HIGH COURT

DATED:30/01/2025



ORDER

WP.No.2238 of 2025

DISPOSING OF THE W.P.
WITHOUT COSTS