



WEB COPY



W.P.No.26474 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.07.2025

CORAM

THE HONOURABLE Mr.JUSTICE N. ANAND VENKATESH

W.P.No.26474 of 2025

B.Anwar Basha
Muthavalli
Waqf of Gingee Idgah (Reg.No.G.S.166/SA)
No.5, Semmozhi Street
Pelakuppam Road, Avarapakkam
Thindivanam 604 001

.. Petitioner

Vs.

1.The Tamil Nadu Waqf Board
Rep. by its Chairman
No.1, Jaffar Syrang Street
Vallal Seethakathi Nagar
Chennai 600 001

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

3.The District Collector
Collector Office Road
Moovendar Nagar
Villupuram 605 602

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus directing the respondents 1 to 3 to initiate action under Section 54 of the Waqf Act, 1995 and to remove the encroachments caused by illegal occupants from the Waqf property belonging to the Waqf of Gingee Idgah, Gingee, bearing registration No.G.S.166/SA and



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to restore possession of the said property to the Waqf based on the representation dated 09.06.2025, 26.06.2025 and 30.06.2025.

For Petitioner : Mr.S.N.Kirubanandam

For RR1 & 2 : Mr.S.Haja Mohideen, Standing Counsel

For R3 : Ms.P.Aishwarya, Government Advocate

ORDER

This writ petition has been filed for the issue of a writ of mandamus directing the respondents to immediately initiate action under Section 54 of Waqf Act, 1995 and remove the encroachments caused by the illegal occupants in the Waqf property belonging to the Gingee Idgah Waqf, based on the representations made by the petitioner.

2. When the matter was taken up for hearing on 21.07.2025, this Court directed the learned Standing Counsel appearing on behalf of the Waqf Board, to take instructions and the matter was directed to be listed today. When the matter was taken up for hearing today, the learned Standing Counsel appearing on behalf of the Waqf Board, based on instructions, submitted that the 2nd respondent is awaiting for the report from the 3rd respondent and also the Field Officer and on receipt of the same, appropriate steps will be initiated by the respondents 1 and 2.



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3. The learned counsel for the petitioner by pointing to paragraph 5 of the affidavit filed in support of the writ petition, submitted that the names of all the encroachers have already been given by the petitioner and repeated representations were given on 09.06.2025, 26.06.2025 and 30.06.2025 and the same did not evoke any response.

4. Taking into consideration the facts and circumstances of the case and considering the grievance expressed by the petitioner and also taking note of the submissions of the learned Standing Counsel appearing on behalf of the respondents 1 and 2, there shall be a direction to the respondents 1 and 2 to receive the report and proceed further in accordance with the Waqf Act and evict the encroachers from the Waqf property. This process shall be completed by the respondents 1 and 2 within a period of eight weeks from the date of receipt of a copy of this order.

This writ petition is disposed of with the above directions. No costs.

28.07.2025

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Issue order copy by 31.07.2025



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N. ANAND VENKATESH, J.

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To

1.The Chairman

Tamil Nadu Waqf Board

No.1, Jaffar Syrang Street

Vallal Seethakathi Nagar

Chennai 600 001

2.The Chief Executive Officer

The Tamil Nadu Waqf Board

No.1, Jaffar Syrang Street

Vallal Seethakathi Nagar

Chennai 600 001

3.The District Collector

Collector Office Road

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