APHC010385592026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3332]**
(Special Original Jurisdiction)

MONDAY, THE 26th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 20894/2026

Between:

1. SHAIK GHOUSE BASHA, S/O. LATE MR. SHAIK SILAR, AGED 54 YEARS, OCC DEFACTO MUTAWALLI, JAMIA MASJID, SULLURUPETA TOWN, TIRUPATI DISTRICT. R/O. H.NO.7/293, MOSQUE STREET, RAGHAVAIAH PETA, SULLURUPETA, NELLORE DISTRICT, A.P. -524121.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, MINORITY WELFARE DEPARTMENT, A.P. SECRETARIAT, VELAGAPUDI, AMARAVATHI, A.P.
2. THE ANDHRA PRADESH STATE WAKF BOARD, REP. BY ITS CHIEF EXECUTIVE OFFICER, 4TH AND 5TH FLOOR IMDADGHARWAKF COMPLEX, OPP KALESWARARAO MARKET, VIJAYAWADA, KRISHNA DISTRICT, A.P.
3. THE INSPECTOR AUDITOR, , WAQFS, TIMPATI DISTRICT, ANDHRA PRADESH STATE WAKF BOARD, 4TH AND 5TH FLOOR IMDADGHARWAKF COMPLEX, OPP KALESWARARAO MARKET, VIJAYAWADA, KRISHNA DISTRICT, A.P.

...RESPONDENT(S):

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 topleased to issue a Writ or Writs more appropriately a Writ of Mandamus declaring the inaction of the Respondent No.2 in considering the

representations of the petitioner dated 08.06.2026 to appoint the petitioner as Mutawalli of the Wakf Institution i.e., Jamia Masjid situated at Sullurupeta Town, A.P., and for issuance of Addendum Notification to the Gazette N0.I8-A dated 02.05.1963 Part-II at Serial No.254 in pursuance to the reports of the respondent No.3 dated.T6.03.2024, as illegal, void, ultra virus, and unconstitutional and contrary to the section 42 and 36 of the Unified Waqf Management, Empowerment, Efficiency and development Act, 1995 in the interest of justice and equity and to pass

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased pleased to direct the respondent No.2 to consider the representation of the petitioner dated:08.06.2026 and reports of the respondent No.3 dated: 16.03.2024, to recognize the petitioner as Mutawalli of the Wakf Institution i.e., Jamia Masjid situated at Sullumpeta Town, A.P., and for issuance of Addendum Notification to the Gazette N0.I8-A dated:02.05.1963 Part-II at Serial No.254 under section 42 and 36 of the Unified Waqf Management, Empowerment, Efficiency and development Act, 1995 pending disposal of the writ petition in the interest of justice and equity and to pass

Counsel for the Petitioner:

1. MD ABDUL MATEEN QURESHI

Counsel for the Respondent(S):

1. GP FOR SOCIAL WELFARE
2. SHAIK KHAJA BASHA

The Court made the following:

ORDER:

To declare the action of the respondent No.2 in not considering the representation of the petitioner dated 08.06.2026, seeking appointment of the petitioner as Mutawalli of the Wakf Institution, i.e., Jamia Masjid, situated at Sullurupeta Town, A.P., and in not issuing an Addendum Notification to Gazette No.18-A, dated 02.05.1963, Part-II, at Serial No.254, in pursuance of the reports of respondent No.3 dated 16.03.2024, as illegal and arbitrary, the present writ petition has been filed.

2. Heard Sri A.M.Qureshi, learned Senior Counsel for the petitioner and Sri Shaik Khaja Basha, learned Standing Counsel for Wakf Board appearing for respondent Nos.2 and 3.

3. Learned Senior Counsel for the petitioner submitted that the petitioner has made a representation requesting to appoint him as Mutawalli of the subject institution. He submitted that it would suffice if a direction is given to the authorities to consider the petitioner's representation and take appropriate steps thereon in accordance with law.

4. Learned Standing Counsel appearing for respondent Nos.2 to 4 reported no objection to the disposal of the writ petition in the said terms.

5. Perused the record and considered the submissions made by the learned counsel for the parties.

6. As the relief sought is innocuous and as the respondent authorities have an intention to pass orders, there is no purpose in keeping the writ petition pending by inviting counter. Hence, the Writ Petition is ***disposed of***, directing respondent No.2 to dispose of the petitioner's representation, after providing an opportunity

of hearing, if required, as expeditiously as possible, within a period of two (02) months from the date of receipt of a copy of this order. There shall be no order as to costs.

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

JUSTICE RAVI CHEEMALAPATI

Date: 26.10.2026

JLV

107

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 20894/2026

Date: 26.10.2026
JLV