APHC010695142025

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

THURSDAY, THE 29th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 760/2026

Between:

1. SHAIK KHAJA VALI, SON OF BASHA, AGED ABOUT 40 YEARS. OCCUPATION BUSINESS, A RESIDENT OF 49-2-75, SHYAMAL DAS AGRAHARAM, KOTHAPETA, GUNTUR.

...PETITIONER

AND

1. THE STATE OF AP, REP, BY ITS PRINCIPAL SECRETARY, MINORITIES WELFARE DEPARTMENT, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT.522238
2. ANDHRA PRADESH STATE WAKF BOARD, REP. BY ITS CHIEF EXECUTIVE OFFICER,4TH FLOOR, IMDAD GHAR, VIJAYAWADA. 520001
3. THE CHIEF EXECUTIVE OFFICER, ANDHRA PRADESH STATE WAKF BOARD,4TH FLOOR, IMDAD GHAR, VIJAYAWADA520001
4. THE DISTRICT COLLECTOR, GUNTUR DISTRICT, GUNTUR.522004
5. THE SECRETARY ANJUMANEISLAMIA, LALAPET, GUNTUR - 522 003. R5 IS IMPLEADED AS PER THE COURT'S ORDER DT.09.02.2026 IN I.A.NO.02 OF 2026.

...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 to issue an order or orders, more particularly one in the nature of a Writ of Mandamus by declaring the inaction of the respondents in not conducting the election of the Management Committee of the Anjuman-E-Islamia, Guntur is a viiolation of section 5 of the Andhra Pradesh Wakfs Managing Committee (Constitutions, Functions And Duties) Regulations, 2009 the provisions of the Wakf Act, 1995, and also a violation of article 14 and 16 of the Constitution of India consequently direct the respondents to conduct the the election of the Management Committee of the Anjuman-E-Islamia, Guntur by ensuring proper and transparent oversight of the election process and 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 Respondents to take appropriate action against unauthorised constructions and illegal activities on the Wakf properties of the said Anjuman, as alleged in the accompanying affidavit, pending disposal of the above writ petition and pass

IA NO: 2 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 to permit the Petitioner herein to implead Proposed Respondent No 5, Impleaded Respondent No.5 in the Writ Petition, and pass

Counsel for the Petitioner:

1. BASHEER AHMED

Counsel for the Respondent(S):

1. GP FOR SOCIAL WELFARE
2. SHAIK KHAJA BASHA

The Court made the following:

ORDER:

Aggrieved by the inaction of the respondents in conducting election of the Management Committee of the Anjuman-E-islamia, Guntur, the present writ petition is filed.

2. Heard Sri Basheer Ahmed, learned counsel for the petitioner, Sri Shaik Khaja Basha, learned Standing Counsel for Waqf Board and Sri David, learned Assistant Government Pleader for Social Welfare for the respondents.

3. Learned counsel for the petitioner while reiterating the contents of the affidavit filed in support of the writ petition contended that the petitioner made a representation dated 18.09.2025 to the respondent Waqf Board requesting to conduct election as per Section 5 of the Andhra Pradesh Waqfs Managing Committee (Constitutions, Functions and Duties) Regulations, 2009 and the provisions of the Waqf Act, 1995, the same was neither considered nor passed any orders on the said representation. He further submitted that it would suffice for the time being if a direction is given to the respondent Waqf Board to pass orders on the petitioner’s representation, accordingly, prayed to pass appropriate orders.

4. On the other hand, learned Standing Counsel admitted that the representation has been received and election was not conducted. He

further submitted that even according to the petitioner, there are no two panels, as such, election was not conducted. The writ petition is devoid of merits and liable to be dismissed, accordingly, prayed to dismiss the writ petition.

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

6. It is not in dispute that representation dated 18.09.2025 has been made by the petitioner to the respondents requesting to conduct election. The respondents version is that there are no two panels to conduct elections. When such is the case, the respondents ought to have passed a reasoned order on the petitioner's representation so that the petitioner will know where he stands legally. If it is informed in writing, the petitioner can take steps against such proceedings in accordance with law but they cannot keep the petitioners representation in cold storage. Therefore, without going into the merits and demerits of the matter, this Court is inclined to dispose of the writ petition by passing the following order:

"The respondent concerned is directed to pass orders on the petitioner's representation dated 18.09.2025 and communicate the same to the petitioner as expeditiously as possible not later than four (04) weeks from the date of receipt of a copy of this order."

7. Accordingly, the Writ Petition is ***disposed of.*** There shall be no order as to costs.

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

JUSTICE RAVI CHEEMALAPATI

Date: 29th October, 2026
RKS