

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

(Special Original Jurisdiction)

**WEDNESDAY, THE SEVENTH DAY OF MAY
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 7183 OF 2024



Between:

Mohammed Ghouse, S/o. Abdul Vahad, aged about 56 years, R/o. D.No.8-20-6, Tamil Street, Chinna Waltair Near Masjid, Visakhapatnam, Visakhapatnam District.

...PETITIONER

AND

1. The State of Andhra Pradesh, Minority Welfare Department, Secretariat, Velagapudi, Amaravathi, Guntur District. Rep. by its Principal Secretary
2. The Andhra Pradesh State Waqf Board., Rep. by its Chairman, Vijayawada, Krishna District.
3. The AP State Waqf Board, Rep by its CEO, Vijayawada, Krishna District.
4. District Revenue Officer/ District Waqf Office, Visakhapatnam District, at Visakhapatnam
5. Inspector Auditor, Waqf, Visakhapatnam District at Visakhapatnam
6. Shaik Rahim, Advisor, Chinna Waltair Mohammadiya Mosque at Visakhapatnam, Visakhapatnam District
7. Md. Ibrahim, Advisor, Chinna Waltair Mohammadiya Mosque at Visakhapatnam, Visakhapatnam District.
8. Shaik Mustafa, S/o. Shamshuddin, aged about 57 years, R/o. Flat No.2E, 2nd Floor, Siva Rama Das Estates, Above Reliance Fresh, LB Colony, Chinna Waltair, Visakhapatnam.

(R8 is impleaded in Writ Petition and Affidavit as per the Court's order dated 07/05/2025 vide order passed in I.A.No.3/2024.)

...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 or order direction more particularly one in the nature writ of Mandamus, declaring the action of respondents No. 2 and 3 in issuing or impugned Memo No.19/Rent/VSP/2018 dated 06-03-2024 appointing respondents 6 and 7 as advisors for the masque during Ramzan - 2024 Month instead of appointing the petitioner as hereditary Muthavali to Chinna Waltair Mohammadiya Mosque situated at Visakhapatnam by considering the representation dated 12-04-2023 as per the directions of this Hon'ble Court in WP No. 24238 of 2023 dated 15-09-2023, deliberately and without jurisdiction and declare the same as illegal, arbitrary and unconstitutional and consequently set aside the Memo No. 19/Rent/VSP/2018 dated 06-03-2024 issued by the 3rd respondent.

IA NO: 1 OF 2024

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 direct the respondents 2 and 3 to allow the petitioner to discharge his duties as hereditary Muthavali to the Chinna Waltair Mohammadiya Mosque situated at Visakhapatnam, pending disposal of the writ petition.

IA NO: 2 OF 2024

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 may be pleased to direct the respondents 2 to 7 to restore the water supply to

all the shops of Chinna Waltair Mohammadiya Mosque situated at Visakhapatnam, pending disposal of the writ petition.

Counsel for the Petitioner: SRI N. RAVI PRASAD

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

**Counsel for the Respondent Nos.2 to 5: SRI SHAIK ARIFULLA, SC FOR
APSWB**

Counsel for the Respondent Nos.6 & 7:---

Counsel for the Respondent No.8: SMT. PULIPATI RADHIKA

The Court made the following: ORDER

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Writ Petition No.7183 of 2024

Order:

This Writ Petition is filed questioning the action of respondent Nos.2 and 3 in issuing impugned Memo No.19/Rent/VSP/2018, dated 06.03.2024, appointing respondents 6 and 7 as advisors for the Mosque during Ramzan – 2024 month, instead of appointing the petitioner as hereditary Muthavali to Chinna Waltair Mohammadiya Mosque, situated at Visakhapatnam.

2. Today, when the matter came up for hearing, learned counsel appearing on behalf of respondent Nos.6 and 7 submitted that the cause in the Writ Petition does not survive for adjudication for the reason that it is exclusively for the month of Ramzan – 2024 only, hence the Writ Petition has become infructuous.

3. In view of the said reason, the Writ Petition is dismissed as infructuous. There shall be no order as to costs.

As a sequel thereto, the miscellaneous petitions, if any, pending in this Writ Petition, shall stand closed.

//TRUE COPY//

Sd/- A. VIJAYA BABU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. One CC to Sri N. Ravi Prasad, Advocate [OPUC]
2. One CC to Sri Shaik Arifulla, SC for APSWB[OPUC]
3. One CC to Smt.Pulipati Radhika, Advocate[OPUC]
4. Two CC's to GP for Social Welfare, High Court of Andhra Pradesh. [OUT]
5. Three CD Copies.

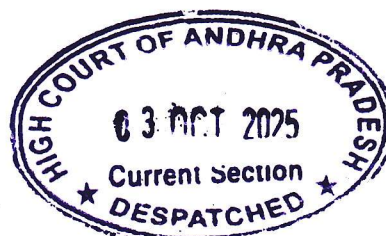
ssb

HIGH COURT

DATED:07/05/2025

ORDER

WP.No.7183 of 2024



**DISMISSING THE W.P. AS INFRUCTUOUS
WITHOUT COSTS**