

[3330]

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

**THURSDAY, THE THIRTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO
WRIT PETITION NO: 11255 OF 2025**



Between:

Manikyam Arish Ahemmad, S/o. Manikyam Basheer, Aged about 39 years,
Occ Business, R/o.D.No.3-88, Darga Street, Kothacheruvu Village and
Mandal, Sri Satya Sai District, A.P.

... Petitioner

AND

1. The State of Andhra Pradesh, , Rep. by its Principal Secretary to
Minority Welfare Department, A.P. Secretariat Buildings, Velagapudi,
Amaravathi, Guntur District.
2. The Andhra Pradesh State Wakf Board, Rep. by its Chief Executive
Officer, 4th and 5th Floor, Imdad Ghar, Opp. K.R. Market, Vijayawada,
Krishna District, A.P.
3. The Inspector Auditor Waqfs, Sri Satya Sai District.
4. The Managing Committee, Hazrath Mastan Vali Dargah, Jamia Masjid,
Idgah, Burial Ground and Choti Masjid (Jumma Masjid), Situated at
Kothacheruvu (V and M) Rep. by its President Sri Manikyam Baba
Fakruddin, S/o. M. Khuddus Sab, Aged about 50 years, Occ Business,
R/o.D.No.1-144, Boya Veedhi Kothacheruvu Village and Mandal, Sri
Satya Sai District, A.P.
5. Manikyam Baba Fakruddin (President), S/o. M. Khuddus Sab, Aged
about 50 years, Occ Business, R/o.D.No.1-144, Boya Veedhi,
Kothacheruvu Village and Mandal, Sri Satya Sai District, A.P.

6. Jagaraju Palli Abdul Shafi (Vice-President), S/o. Jagaraju Palli Zikria Sab, aged about 65 years, R/o. Shoe Mart, Puttaparthi Road, Gram Panchayat Complex, Kothacheruvu (V and M), Sri Satya Sai District, A.P. - 515 133.
7. Muntimadugu Imam Sab (Secretary), S/o. Muntimadugu Dastagiri, aged about 63 years, Occ Retd. Teacher, R/o. Near Old MRO Office, Kothacheruvu (V and M), Sri Satya Sai District, A.P. - 515 133.
8. Syed Anwar (Treasurer), S/o. Late Syed Ali Sab, aged about 50 years, Occ Business, C/o.Dargah Complex, Dargah Colony, Kothacheruvu (V and M), Sri Satya Sai District, A.P. - 515 133.
9. Shaik Roshan Sab (Member), S/o. Y. Silar Sab, aged about 55 years, Occ Chicken Centre, C/o. Dargah Shopping Complex, Kothacheruvu (V and M), Sri Satya Sai District, A.P. - 515 133.
10. Shaik Nabi Rasool (Member), S/o. Beedupalli Masthan Vali, aged about 35 years, Occ Welder, C/o.Near Basavannakatta, Kothacheruvu (V and M), Sri Satya Sai District, A.P. -515 133
11. Kolkar Ezaz (Member), S/o. Kolkar Hidayathulla, Aged about 30 years, Occ Welder, C/o. Penukonda Road, Near Z.P. High School, Kothacheruvu (V and M), Sri Satya Sai District, A.P. - 515 133.
12. Badvel Sharfuddin (Member), S/o. Badvel Saleha Sab, Occ Bus Conductor, aged about 55 years, R/o. Near Shirdi Sai Temple, Kothacheruvu (V and M), Sri Satya Sai District, A.P. - 515 133.
13. Kolimi Saleem Khan (Member), S/o. Kolimi Mahamood Khan, Aged about 56 years, R/o. Shoe Mart, Nehru Circle, Gram Panchayat Complex Main Road, Kothacheruvu (V and M), Sri Satya Sai District, A.P. - 515 133.

... Respondents

Petition under Article 226 of the Constitution of India is filed, 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 Writ of Mandamus, declaring the impugned order vide

F.No.B3/6/ATP/2003 dated 07.04.2025 passed by the 2nd Respondent for constituting the 4th Respondent/Managing Committee for a period of one year to manage the day-to-day affairs of the Hazrath Mastan Vali Dargah, Jamiya Masjid, Choti Masjid (Jumma Masjid), Idgah and Burial Ground situated at Kothacheruvu Village and Mandal, Sri Satya Sai District, A.P. along with its attached properties with Respondent Nos.5 to 13 as its office bearers is being illegal, arbitrary, unconstitutional, in violation of provisions of the Wakf Act, 1995 and the Andhra Pradesh Wakf Managing Committee (Constitutions, Functions and Duties) Regulations, 2009 and consequentially direct the Respondents more particularly the 2nd Respondent to constitute the managing committee to the subject wakf institutions by conducting elections by giving proper opportunity to the panels received by them thereby following due process of law.

IA NO: 1 OF 2025

Petition under Section 151 CPC is filed, praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation of the impugned order vide F.No.B3/6/ATP/2003 dated 07.04.2025 passed by the 2nd Respondent, Pending disposal of WP 11255 of 2025, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI MASALEGAR HIDAYATHULLA Advocate for the Petitioner, GP FOR MINORITY WELFARE for the Respondent No.1, Sri Sk.Khaja Basha, Standing Counsel for respondent nos.2 & 3, M/s. Pilla Yaswani, Advocate for the respondent no.4, the Court made the following.

ORDER

Sri Shaik Khaja Basha, learned counsel appearing on behalf of Waqf Board, furnished proceedings dated 28.04.2026 and stated that Enquiry Officer has been appointed by the Board to conduct enquiry against the 4th respondent.

Therefore, there shall be direction to the Enquiry Officer to complete the enquiry within a period of four weeks from today and submit a report to the Board.

List these matters in the 3rd week of June, 2026.

//TRUE COPY//

SD/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary to Minority Welfare Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Chief Executive Officer, Andhra Pradesh State Wakf Board, 4th and 5th Floor, Imdad Ghar, Opp. K.R. Market, Vijayawada, Krishna District, A.P.
3. The Inspector Auditor Waqfs, Sri Satya Sai District.
4. The President Sri Manikyam Baba Fakruddin, Managing Committee, Hazrath Mastan Vali Dargah, Jamia Masjid, Idgah, Burial Ground and Choti Masjid (Jumma Masjid), Situated at Kothacheruvu (V and M), S/o. M. Khuddus Sab, Aged about 50 years, Occ Business, R/o.D.No.1-144, Boya Veedhi Kothacheruvu Village and Mandal, Sri Satya Sai District, A.P.
5. Manikyam Baba Fakruddin (President), S/o. M. Khuddus Sab, Aged about 50 years, Occ Business, R/o.D.No.1-144, Boya Veedhi, Kothacheruvu Village and Mandal, Sri Satya Sai District, A.P.

6. Jagaraju Palli Abdul Shafi (Vice-President), S/o. Jagaraju Palli Zikria Sab, aged about 65 years, R/o. Shoe Mart, Puttaparthi Road, Gram Panchayat Complex, Kothacheruvu (V and M), Sri Satya Sai District, A.P. - 515 133.
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13. Kolimi Saleem Khan (Member), S/o. Kolimi Mahamood Khan, Aged about 56 years, R/o. Shoe Mart, Nehru Circle, Gram Panchayat Complex Main Road, Kothacheruvu (V and M), Sri Satya Sai District, A.P. - 515 133. (1 to 13 by RPAD)
14. One CC to SRI. MASALEGAR HIDAYATHULLA Advocate [OPUC]
15. One CC to Sri Sk. Khaja Basha, Standing Counsel [OPUC]
16. One CC to M/s. Pilla Yaswani, Advocate [OPUC]

17. Two CCs to GP FOR MINORITY WELFARE, High Court of
Andhra Pradesh. [OUT]

18. One spare copy

KSR

HIGH COURT

TRR, J

DATED:30/04/2026

List these matters in the 3rd week of June,2026.

ORDER

WP.No.11255 of 2025

DIRECTION

