

**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: 29643 OF 2025**

Between:

Manikyam Arish Ahammad, 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 & 5th Floor, Imdad Ghar, Opp. K.R. Market, Vijayawada, Krishna District, A.P.
3. The Inspector Auditor Waqfs, Sri Satya Sai District.
4. Sri Manikyam Baba Fakruddin, S/o. M. Khuddus Sab, Aged about 50 years, Occ: Business and Now appointed as Mutawalli of Dargah Hazrath Mastan Vali, Eidgah and Burial Ground, R/o.D.No. 1-144, Boya Veedhi, Kothacheruvu Village and Mandal, Sri Satya Sai District, A.P.

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 of Writ of Mandamus, declaring the impugned order vide F.No.B3/6/ATP/2003 dated 15.10.2025 passed by

the 2nd Respondent notifying the same in A.P. Gazette W.No.43 in Part-II dated 23.10.2025 so far as appointing the 4th Respondent as Mutawalli to the Wakf institutions namely Hazrath Mastan Vali Dargah, Eidgah and Burial Ground and its attached properties in Sy.No.529-1 and 529-2 to an extent of Ac.8.67 cents covered by Shopping Complex located at Kothacheruvu Village and Mandal, Sri Satya Sai District, A.P. for a period of two (2) years for managing the affairs of the same under Section 63 of the Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act, 2025 (UWMEED Act) is being illegal, arbitrary, capricious, unconstitutional, in violation of provisions of the Wakf Act, 1995 and Regulations made therein and also in violation of Interim Orders passed by this Hon'ble Court in IANo.I of 2025 in W.P.No. 11255 of 2025 dated 06.05.2025 and Interim Order passed in I.A.No.I of 2025 in W.P.No.17016 of 2025 dated 11.07.2025.

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 15.10.2025 passed by the 2nd Respondent notifying the same in A.P. Gazette W.No.43 in Part-II dated 23.10.2025 so far as appointing the 4th respondent as Mutawalli to the Wakf institutions namely Hazrath Mastan Vali Dargah, Eidgah & Burial Ground and its attached properties in Sy.No.529-1 & 529-2 to an extent of Ac.8.67 cents covered by Shopping Complex located at Kothacheruvu Village and Mandal, Sri Satya Sai District, A.P. for a period of two (2) years for managing the affairs of the same under Section 63 of the Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment)

Act, 2025 (UWMEED Act), Pending disposal of WP 29643 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 the earlier orders of the High court dated 10.03.2026 made herein and upon hearing the arguments of Sri Masalegar Hidayathulla, Advocate for the Petitioner, GP for Minority Welfare Respondent No.1 and of Sri Shaik Khaja Basha, Standing Counsel for Respondent Nos.2 to 3 and 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.

**Sd/- K.J.Raja Babu
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Chief Executive Officer, Andhra Pradesh State Wakf Board, 4th & 5th Floor, Imdad Ghar, Opp. K.R. Market, Vijayawada, Krishna District, A.P.(by **SPEED POST**)
2. One CC to Sri Masalegar Hidayathulla, Advocate [OPUC]
3. Two CCs to GP for Minority Welfare, High Court Of Andhra Pradesh. [OUT]
4. One CC to Sri Shaik Khaja Basha, Standing Counsel [OPUC]
5. One spare copy

HIGH COURT

TRR,J

DATED: 30/04/2026

LIST THESE MATTERS IN THE 3RD WEEK OF JUNE, 2026

ORDER

WP.No.29643 of 2025

DIRECTION

