



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 1147 of 2026

Mohd. Shahabuddin S/o Late Shamshuddin Aged About 48 Years R/o Village-
Azad Chowk, Pendra, District Gaurela-Pendra-Marwahi (C.G.)

... Petitioner

versus

1 - State Of Chhattisgarh Through The Secretary, Department Of Minority Affairs,
Mahanadi Bhawan, Nava Raipur, Atal Nagar, District Raipur (C.G.)

2 - Chhattisgarh State Waqf Board Through- Chief Executive Officer,
Chhattisgarh State Waqf Board Office At Ambedkar Chowk, Raipur, District
Raipur (C.G.)

3 - District Collector Pendra Road, District- Gaurela-Pendra-Marwahi (C.G.)

4 - Sub Divisional Officer (R)/sdm Pendra Road, District- Gaurela-Pendra-
Marwahi (C.G.)

5 - Tehsildar, Pendra District- Gaurela-Pendra-Marwahi (C.G.)

6 - Mohd. Yusuf S/o Late Mohd. Ayub Aged About 65 Years R/o Pendra, Chetan
Chowk, Pendra, District Gaurela-Pendra-Marwahi (C.G.), Former Officiating
Mutwalli Anjuman Islamiya Jama Masjid Committee, Pendra, District- Gaurela-
Pendra-Marwahi (C.G.)

7 - Mohd. Shadiq S/o Abdul Wahid Aged About 61 Years R/o Village Pendra,
Azad Chowk Pendra, P.S. And Tehsil Pendra, District- Gaurela-Pendra-Marwahi
(C.G.)

8 - Mohd. Arif Qureshi S/o Ali Hasan Aged About 45 Years R/o Village- Pendra,
Masjid Mahaula, Pendra, District- Gaurela-Pendra-Marwahi (C.G.)

... Respondents

Order Sheet

17/03/2026	Mr. Yogendra Chaturvedi, counsel for the petitioner. Dr. Arham Siddiqui, Panel Lawyer for the State/ respondent Nos. 1, 3, 4 & 5. Mr. Prateek Sharma, counsel for respondent No.2. Heard. Issue notice to the respondents. Learned counsel for the respondents accept notice on behalf of their respective respondents, hence, issuance of notice to them is dispensed with. PF be paid as per rules for issuance of notice to respondent Nos. 6 to 8. Learned counsel for the respondents seeks two weeks time to file reply. Time, as prayed for, is granted. Also heard on IA No.01/2026, application for grant of interim relief. Learned counsel for the petitioner submits that the petitioner has been elected as Mutwalli of Anjuman Islamiya Jama masjid Committee, Pendra, Distt. Gaurela-Pendra-Marwahi (CG) in the election conducted on 13.9.2025. However, charge has not been handed over to him by respondent No.6. He further submits that Sub Divisional Officer (Revenue) has passed order dated 26.02.2026 (Annexure-P/11) directing the Tahsildar to hand over the charges to the petitioner, despite the said direction, the same has not been complied with. Instead, without any authority, respondent No.2 has passed impugned Order dated 26.02.2025, staying the handing over of charge of Mutwalli to the petitioner on the ground that an enquiry on account of complaint is to be conducted with regard to eligibility of the petitioner. He

Bini	further submits that order impugned dated 26.02.2026 (Annexure-P/1) has not been signed by the competent authority, i.e. Chief Executive Officer of Chhattisgarh State Waqf Board, rather it has been signed by an unauthorised person. Hence, it is prayed that effect and operation of impugned order dated 26.02.2026 be stayed. In reply, learned counsel appearing for respondent No.2 submits that impugned Order dated 26.02.2026 (Annexure-P/1) has been passed in accordance with law, as a complaint has been received regarding the petitioner's disqualification to hold the post of Mutwalli. Perusal of the record shows that this is the second round of litigation and an election petition of election of Mutwalli is already pending consideration before the Waqf Tribunal. It appears that unnecessary complications are being created by certain persons, whereas SDO (R) has already directed the Tahsildar to hand over the charge of Mutwalli to the petitioner . Having considered the issue involved in the case, effect and operation of impugned Order dated 26.02.2026 (Annexure-P/1) passed by Chhattisgarh State Waqf Board, shall remain stayed till the next date of hearing. Sd/- (Naresh Kumar Chandravanshi) Judge
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