

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

CR No. 98 of 2023Chhattisgarh State Waqf Board, **Versus** Mohammad Juber Rizvi

11/06/2024	Shri Anup Majumdar, Advocate for the petitioner. Shri Ajay Pandey, G.A. for the State. Heard on I.A. No. 1 of 2023, an application for grant of interim relief. Learned counsel for the petitioner would submit that respondents No.1 to 5 filed a civil suit before the Waqf Tribunal which was not maintainable according to the provisions of Section 89 of the Waqf Act as no prior notice was served upon the petitioner. He would submit that on the last date of hearing notice was issued to the respondents but there is no representation. On the other hand, learned counsel for the State opposes the submissions made by counsel for the petitioner. Taking into consideration the fact that no prior notice according to Section 89 of the Waqf Act was served upon the petitioner, a strong case is made out for grant of stay. There shall be stay of further proceedings of the civil suit pending before the Chhattisgarh State Waqf Board till the next date of hearing. Sd/- (Rakesh Mohan Pandey) Judge