

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**MONDAY, THE SIXTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**THE HONOURABLE THE CHIEF JUSTICE APARESH KUMAR SINGH
AND
THE HONOURABLE SRI JUSTICE G.M. MOHIUDDIN**

**I.A.No. 1 OF 2026
IN
WA NO: 383 OF 2026**

Between

1. The Managing Committee, Majid-e-Khaja Gulshan, Office at MCH No. 10-3-4, Mehdipatnam, Rep. by its President Mohammed Khaja Osman S/o Late Khaja Hassan, Aged 74 years, R/o, MIGH-11, MIGH Colony, Opp Umbrella Apartment, Mehdipatnam, Hyderabad, T.S.
2. Shaik Abdul Shajee, S/o Shaik Sayeed, Occ. Business/Vice President, Aged 48 years, R/o, MIGH-11, MIGH Colony, Opp. Umbrella Apartment, Mehdipatnam, Hyderabad, T.S.
3. Syed Mohammed Fakruddin, S/o Syed Mohammed Malik, Occ. Business, Aged 56 years, R/o, 12-2-826/A/28, Opp. LIC , Park, Asif Nagar, Hyderabad. T.S.
4. Mohammed Abdul Qadeer, S/o Mohammed Maqdoom, Occ. Business, Aged 55 years, R/o, H.No. 10-3-3/11, Mehdipatnam, Hyderabad, T.S.
5. Mohammed Qadeer Shareef, S/o Late Mohammed Hayat Shareef, Occ. Business, Aged 72 years, R/o, H.No. 12-2-315, Murad Nagar, Asif Nagar, Hyderabad, T.S.
6. Mohammed Jamal, S/o Late Mohammed Ismail, Occ. Business, R/o, H.No. 10-3-3/17, Khaja Gulshan Lane, Mehdipatnam, Hyderabad, T.S.
7. Irfan Ahmed Taqi, S/o Mohd Rafeeq Ahmed, Occ. Business, R/o, H.No. 12-2-260/A/1, Madina Gulshan, Murad Nagar, Asif Nagar, Humayu Nagar, Hyderabad, T.S.
8. Syed Saddat, S/o Syed Ghulam Mustafa, Occ. Business, Aged 65 years, R/o, H.No. 10-3-3/11, Khaja Gulshan, Murad Nagar, Asif Nagar, Humayu Nagar, Hyderabad, T.S.

9. Mohammed Khaizer Ali, S/o Mohd Kausar Ali, Occ. Business, Aged 46 years, R/o, H.No. 10-3-3/53, Khaja Gulshan, Murad Nagar, Asif Nagar, Humayu Nagar, Hyderabad, T.S.

...Appellants/ Implead petitioners
(Appellant in WA NO: 383 OF 2026
on the file of High Court)

AND

1. Mohammed Baquar, S/o Mohammed Osman, Aged about 62 years, Occ. Business, R/o. 10-3-3/40, Mehdiapatnam, Hyderabad, Telangana

Writ Petitioner / Respondent

2. The State of Telangana, Represented by its Principal Secretary, Minorities Welfare Department, Secretariat, Hyderabad.

3. The Telangana State Waqf Board, Represented by its Chief Executive Officer, Haj House, Nampally, Hyderabad

4. The Chairman, Telangana State Waqf Board, Haj House. Nampally, Hyderabad.

...RESPONDENTS/ RESPONDENTS
(Respondents in-do-)

Counsel for the Petitioners: SRI SYED ALI

Counsel for the Respondent No.1 : SRI MOHD ISMAIL KHAN

Counsel for the Respondent No.2 : GP FOR MINORITIES & WELFARE

Counsel for the Respondent Nos. 3 & 4 : Mr. FARZAN AZAM KHAN

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to grant leave to the petitioners/appellant herein to file the Writ Appeal against the order dated 22-01-2026 passed in W.P.No.31542 of 2025 in the interest of justice, pending disposal of WA No 383 of 2026, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER

Mr. Syed Ali, learned counsel appears for the appellants/implead petitioners.

Mr. Mohd. Ismail Khan, learned counsel appears for respondent No.1/writ petitioner.

Mr. Farzan Azam Khan, learned Standing Counsel for Waqf Board appears for respondent Nos.3 and 4.

Learned counsel for the appellants submits that though the appellants were not impleaded in the writ petition, but their implead petition bearing I.A.No.2 of 2025 was allowed though mechanically on the date of which the impugned order was also passed. However, the same is not available online.

Learned counsel for respondent No.1/writ petitioner submits that the implead petition was dismissed with reasons. However, he also does not have a copy of the order.

Otherwise, on merits the impugned order had been challenged by the appellants on the ground that during pendency of an Original Application under Section 83 of the Waqf Act, 1995 challenging the appointment of the writ petitioner on 22.01.2025 as the Managing Committee of the Masjid, the writ petitioner approached this Court making categorical allegations against the erstwhile Managing Committee of having not handed over the records with a prayer upon the Waqf Board to decide his representation dated 11.08.2025 for handing over the complete charge including records, accounts, keys and assets of the said Masjid to the writ petitioner's Managing Committee.

It is submitted that the writ petition has been disposed of without notice or hearing the appellants, who are Members of the erstwhile Managing Committee and during the subsistence of the O.A before the Waqf Tribunal.

Let the records of W.P.No.31542 of 2025 be placed along with this writ appeal on the next date.

List the matter on 23.04.2026.

In the meantime, the impugned order shall remain in abeyance.

Meanwhile, learned counsel for the parties are at liberty to bring on record the order passed in the implead petition.

Sd/- M.NAGAMANI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. Mohammed Baquar, S/o Mohammed Osman, Occ. Business, R/o. 10-3-3/40, Mehdiapatnam, Hyderabad, Telangana[By SPAD]
2. The Principal Secretary, Minorities Welfare Department, State of Telangana, Secretariat, Hyderabad.[By SPAD]
3. The Chief Executive Officer, Telangana State Waqf Board, Haj House, Nampally, Hyderabad[By SPAD]
4. The Chairman, Telangana State Waqf Board, Haj House, Nampally, Hyderabad.[By SPAD]
5. One CC to Sri. SYED ALI Advocate [OPUC]
6. One CC to Sri. MOHD ISMAIL KHAN Advocate [OPUC]
7. Two CCs to GP FOR MINORITIES & WELFARE, High Court at Hyderabad[OUT]
8. The Section Officer, Writ (Non Service), High Court at Hyderabad.
9. One spare copy

HIGH COURT

HC, J
&
GMM, J

DATED: 06-04-2026

List the matter on 23.04.2026

ORDER

I.A.No. 1 OF 2026
IN
WA NO: 383 OF 2026

DIRECTION

