



2025:TSHC:52586

[3217]

**HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)**

MONDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

WRIT PETITION NO: 34240 OF 2017

Between:

Mohammed Hussain, S/o late Hussain Quadri, . Aged about 49 years, Occ Advocate, The Muthawalli Of the Waqf Institution (1) Jamia Masjid Quadria, (2) Eidgah Shareef Quadria (3) Quadria Graveyard And (4) Chilla Mahboob-e-Subliani R/o H.No.3-96, Gundlapalli, Dindi Village and Mandal, Nalgonda District, Telangana State.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Department of Home, Secretariat, Hyderabad.
2. The Superintendent of Police, Nalgonda District At Nalgonda.
3. The Sub Divisional Police Officer, Devarakonda Village and Mandal, Nalgonda District, Telangana State.
4. The Circle Inspector of Police, Gundlapalli (Dindi) Police Station, At Devarkonda, Nalgonda District, Telangana State.
5. The Station House Officer, Gundlapalli (Dindi) Police Station, At Dindi, Nalgonda District, Telangana State.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the Respondent police in not implementing the order dt.20-01-2016 passed in I.A.No.459 of 2015 in I.A.No.241 of 2015 in O.S. 86 of 2015 on the file of Andhra Pradesh State Wakf Tribunal at Hyderabad as arbitrary, illegal and unconstitutional and consequently direct the respondent police to adhere to the order, dt.20-01-2016 passed in I.A.No.459 of



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2015 in I.A.No.241 of 2015 in O.S.No.86 of 2015 on the file of Andhra Pradesh State Wakf Tribunal at Hyderabad.

I.A. NO: 1 OF 2017(WPMP. NO: 42570 OF 2017)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the Respondent police to provide police aid by posting, pickets on the petitioner Wakf- Institution for carrying day to day affairs of the institutions viz. (1) Jamia Masjid Quadria, (2) Eidgah Shareef Quadria (3) Quadria Graveyard And (4) Chilla Mahboob-e-Subhani R/o H.No.3-96, Gundlapalli, Village and Mandal, Nalgonda District, Telangana State by adhering to the order dt.20-01-2016 passed in I.A.No.459 of 2015 in IANo.241 of 2015 in O.S.No.86 of 2015 on the file of Andhra Pradesh State Wakf Tribunal at Hyderabad; Telangana State, pending disposal of the above writ petition.

Counsel for the Petitioner : SRI PENJURI VENUGOPAL

Counsel for the Respondents: ASST. GP FOR HOME

The Court made the following: ORDER



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THE HON'BLE SRI JUSTICE N. TUKARAMJI

WRIT PETITION No.34240 OF 2017

ORDER:

This Writ Petition is filed with the following relief:

"To issue writ, order or direction, more particularly one in the nature of Writ of mandamus declaring the action of respondent police in not implementing the order dated 20.01.2016 passed in I.A. No.459 of 2015 in I.A. No.241 of 2015 in O.S. No.86 of 2015 on the file of Andhra Pradesh State Wakf Tribunal at Hyderabad as arbitrary, illegal and unconstitutional and consequently direct the respondent police to adhere to the order dated 20.01.2016 passed in I.A. No.459 of 2015 in I.A. No.241 of 2015 in O.S. No.86 of 2015 on the file of Andhra Pradesh State Wakf Tribunal at Hyderabad"

2. None appeared for the petitioner.
3. The Learned Assistant Government Pleader for Home submitted that this Court, by its interim order dated 13.10.2017, directed the respondent police to provide police protection for the implementation of the interim order passed by the A.P. Wakf Tribunal, Hyderabad, dated 20.01.2016. Pursuant to the petitioner's request dated 19.11.2017, police protection was



accordingly extended, which was duly recorded in the General Diary, with acknowledgment obtained from the petitioner. It was further reported that the police would continue to provide protection as and when required. However, while denying the other contentions raised by the petitioner, prayed for passing appropriate orders.

4. I have perused the material available on record.

5. The petitioner contends that the directions issued by the A.P. Wakf Tribunal, Hyderabad, in I.A. No. 459 of 2015, dated 20.01.2016, have not been implemented by the respondent police authorities. This Court, by its interim order dated 13.10.2017, directed the respondent police to extend police protection. From the developments reported, it is evident that such protection was provided and that the police further reported their willingness to continue extending protection as and when required.

6. In view of the aforesaid circumstances, the petitioner is directed, subject to the result of O.S. No. 86 of 2015, to seek protection either by approaching the police or by moving the executing Court. Accordingly, this writ petition is disposed of, reserving liberty to the petitioner to avail appropriate remedies, if



any cause of action still survives. There shall be no order as to costs.

All miscellaneous petitions, if any, pending in this writ petition, shall stand closed.

SD/- M.NAGAMANI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Department of Home, Secretariat, Telangana State, Hyderabad.
2. The Superintendent of Police, Nalgonda District At Nalgonda.
3. The Sub Divisional Police Officer, Devarakonda Village and Mandal, Nalgonda District, Telangana State.
4. The Circle Inspector of Police, Gundlapalli (Dindi) Police Station, At Devarkonda, Nalgonda District, Telangana State.
5. The Station House Officer, Gundlapalli (Dindi) Police Station, At Dindi, Nalgonda District, Telangana State.
6. One CC to SRI PENJURI VENUGOPAL, Advocate. [OPUC]
7. Two CCs to GP FOR HOME, High Court for the State of Telangana. [OUT]
8. Two CD Copies.

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HIGH COURT

DATED:27/10/2025



ORDER

WP.No.34240 of 2017

DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

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