



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 23RD DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE ASHOK S. KINAGI

WRIT PETITION NO.107968 OF 2025 (GM-WAKF)

BETWEEN:

THE MANAGING COMMITTEE,
ANJUMAN-E-ESLAM COMMITTEE,
ILKAL TOWN AND TALUK,
BAGALKOT DISTRICT-587103,
REPRESENTED BY ITS PRESIDENT,
SRI. USMANGANI HUMNABAD.

...PETITIONER

(BY SRI. A.S. ZUBAIR AHMED KHAN, ADVOCATE)

AND:

1. THE KARNATAKA STATE BOARD OF AUQAF
DARUL AWKAF, NO.6 CUNNINGHAM ROAD,
BENGALURU-560 052, REPRESENTED BY ITS
CHIEF EXECUTIVE OFFICER.
2. THE DISTRICT WAQF OFFICER,
DISTRICT WAQF OFFICE, BAGALKOT-587101.
3. THE TAHSILDAR,
HUNDGUND TALUK BAGALKOT DIST
AND ADMINISTRATOR,
ANJUMAN-E-ISLAM COMMITTEE,
ILKAL TOWN AND TALUK,
BAGALKOT DISTRICT-587103.

...RESPONDENTS

(BY SRI. B. MUHAMMED ALI, ADVOCATE FOR R1 AND R2;
SRI. T. HANAMAREDDY, ADDL. GOVT. ADVOCATE FOR R3)

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THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO A. ISSUE WRIT OF CERTIORARI IN FAVOUR OF PETITIONER AND QUASH THE IMPUGNED ORDER DATED 22.09.2025 BEARING NO.KSBA/SOA/35/BGT/2025-26 PASSED BY RESPONDENT NO.1 PRODUCED AT ANNEXURE-A. B. ISSUE WRIT OF MANDAMUS DIRECTING THE RESPONDENT NO.1 TO BOARD CONSIDER THE PROPOSAL FOR CONSTITUTION OF MANAGING COMMITTEE SUBMITTED BY THE PETITIONER WAQF INSTITUTION ON 03.05.2025 VIDE ANNEXURE-G. C. PASS ANY OTHER ORDER/S AS THIS HON'BLE AUTHORITY DEEMS FIT IN THE FACTS AND CIRCUMSTANCES OF THE CASE, IN THE ENDS OF JUSTICE.

THIS WRIT PETITION, COMING ON FOR ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE ASHOK S. KINAGI)

1. The Petitioner filed this writ petition challenging the order dated 22.09.2025 bearing No. KSBA/SOA/35/BGT/2025-26 passed by Respondent No. 1.

2. Brief facts leading rise to the filing of this Petition are as follows :

3. The Petitioner Waqf Institution viz., Anjuman-e-islam committee, Ilkal Town and Taluk, Bagalkot District is a Waqf Institution notified in the official gazette. The petitioner Institution is being managed by the management committee duly appointed by the Karnataka State of Aquaf vide order dated 30.03.2022. On 15.11.2024, 21.11.2024 and 29.11.2024 notices



were issued to General Body members for selection of office bearers. Further the General Body meeting was convened on 08.04.2025 for the constitution of the management committee. On 03.05.2025 the petitioner submitted a proposal for approval of the managing committee as proposed by the earlier management committee. Respondent No. 1 and 2 issued a communication stating that the approval will be given after approval of the scheme of administration. On 22.09.2025 Respondent No. 1 passed an order appointing the Tahalsildar Hungund Taluk, Bagalkot District , Respondent No. 3 herein, as the Administrator. Aggrieved by the same, the petitioner filed this writ petition.

4. Respondent No. 1 filed a statement of objections raising several grounds. It is contended that Respondent No. 1 has approved the scheme of Administration for the petitioner institution. It is contended that the petitioner has no locus standii to prefer this writ petition in the representative capacity. The outgoing committee failed to elect the succeeding committee prior to the expiry of its term. It is contended that the management and supervision of the Wqqf institution automatically vest with the concerned waqf officer or any other



officer authorized by the Board who shall carry out the duties and functions delegated by the Board. Further, the Administrator has assumed the charge of the Waqf Institution- petitioner institution on 29.09.2025. Accordingly, on these grounds, prays to dismiss the petition.

5. Heard the arguments of the learned counsel for the petitioner, learned counsel for Respondent No. 1 and 2 and the learned Additional Government Advocate.

6. Learned counsel for the petitioner submits that the impugned order came to be passed without giving an opportunity of being heard. He submits that the Board can assume direct management under certain circumstances. He submits that the impugned order does not meet the requirements of section 65 of the Waqf Act. He submits that the impugned order was passed without taking into consideration the proposal of the petitioner. He submits that appointment of Tahasildar as an Administrator is not sustainable. Accordingly, on these grounds, he prays to allow the writ petition.

7. *Per contra*, learned counsel for Respondent No. 1 and 2 submits that the petitioner has no locus standi to prefer this writ petition in the representative capacity since the term of the



management committee has already come to an end. He submits that the outgoing committee failed to elect the succeeding committee prior to the expiry of its term. He submits that the management and supervision of the Waqf institution automatically vest with the concerned waqf officer or any other officer authorized by the Board who shall carry out the duties and functions delegated by the Board. Accordingly, on these grounds, prays to dismiss the petition.

8. *Per contra*, learned Additional Government Advocate submits that the Tahasildar, Hungund Taluk, Bagalkot District has already assumed the charge as an Administrator of the said institution. He further submits that the petition has been rendered infructuous. Accordingly, on these grounds, prays to dismiss the writ petition.

9. Perused the records, and considered the submissions of the learned counsel for the parties.

10. The undisputed facts are that the management committee for the petitioner institution was constituted vide order dated 30.03.2022 vide *Annexure B* for 3 years. Respondent No. 1 vide order dated 22.09.2025 appointed the Tahasildar, Hungund Taluk, Bagalkot District as an Administrator of the



Petitioner institution. Respondent No. 1 accorded approval to scheme of administration for the management of the petitioner institution vide order dated 25.09.2025 vide Annexure R1. The Tahasildar Hungund Taluk assumed the charge as Administrator of the Petitioner institution on 25.09.2025.

11. From the perusal of the petition memo it discloses that the present writ petition was filed on 13.10.2025. Further, from the perusal of Annexure B. i.e., the order of Respondent No. 1 constituting management committee, it discloses that the petitioner committee was having tenure of 3 years or until further orders. Having regard to the same, it could be made out that the term of the management committee expired on 30.03.2025 which was further extended up to 30.06.2025. Now, the petitioner committee represented by its president is before this court assailing the order at Annexure A. Admittedly, the term of the management committee expired on 30.06.2025, and the writ petition was filed on 13.10.2025. The petitioner has no *locus standii* to file the instant petition since he is no longer a member/ president of the management committee of the aforesaid institution as it is filed in the representative capacity of the committee.



12. Furthermore, it is pertinent to note that the term of the management committee has already expired and in furtherance of which the Tahalsildar, Hungud Taluk has been appointed as the Administrator of the aforesaid institution vide impugned order at Annexure A. Further, a perusal of Annexure R.2 discloses that the Tahasildar has already assumed the charge as an Administrator on 29.05.2025.

13. In the light of the above the petition has been rendered infructuous. Hence, I find no grounds to interfere with the impugned order passed by Respondent No. 1 at Annexure A. Accordingly, I proceed to pass the following order:

ORDER

- i. The Writ petition is ***dismissed***.
- ii. Pending application(s), if any, shall stand disposed of.

**Sd/-
(ASHOK S. KINAGI)
JUDGE**

RHR
CT:UMD
List No.: 1 Sl No.: 8