

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Miscellaneous Application No. 58/2023
CNR: RJHC020290182023 | URN: CMAP / 81U / 2023

Islamia Secondary School Society,

-----Petitioner

Versus

Rajasthan Wakf Tribunal and Ors.

-----Respondents

For Petitioner(s)	:	Mr. N.K. Singhal for Mr. Ajit Maloo
For Respondent(s)	:	Mr. Zuhaid Khan for Mr. Asgar Khan Mr. Abhay Bhandari, Sr. Adv. assisted by Mr. Rakshit Jain

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

12/08/2026

1. Matter comes up on an application (1/2026) filed by and on behalf of applicant seeking to convert this Civil Misc. Application into Civil Writ Petition.
2. The order impugned in this matter is of dated 02.03.2002 passed by Rajasthan Waqf Tribunal whereby and whereunder Civil Suit No.39/1999 filed by applicant-Islami Secondary School Society, was dismissed on merits.
3. It appears that initially applicant filed S.B. Civil Writ Petition No.2190/2002, which was later on got converted into Civil Revision Petition No.87/2018, then vide order dated 12.04.2023, the Revision Petition was converted into Civil Misc. Application and in pursuance thereof, the present application has been registered as S.B. Civil Misc. Application No.58/2023.

4. It is further noteworthy that now vide amendment in Section 83(9) of the Waqf Act came into force w.e.f. 08.04.2025, an appeal to High Court may lie against the order of Waqf Tribunal.
5. In such circumstances, this Court does not find it just and proper to again convert this Civil Misc. Application again into Civil Writ Petition, rather the matter can be heard finally on the same nomenclature.
6. Accordingly, application (1/2026) stands disposed of.
7. Counsel for both parties may come prepared on the next date to argue the matter finally.
8. List the matter on 09.09.2026.

(SUDESH BANSAL),J