



ఆంధ్రప్రదేశ్ రాజపత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

W.No.9

AMARAVATI, TUESDAY, MARCH 7, 2023

G.2767

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD**

4th FLOOR, IMDADAGHAR, OPP: KALESWARAO MARKET, VIJAYAWADA.

F.No.B3 / 33 / KNL / 91 - Supply.

Date: 15-02-2023.

KURNOOL DISTRICT - JAMIA MASJID @ BAHADUR KHAN MASJID AND ITS ATTACHED PROPERTIES ARE SITUATED AT GUDUR VILLAGE AND MANDAL - Sri KHALEEL AHMED, S/o. K.MOHAMMED SHAREEF APPOINTED AS MUTAWALLI U/Sec.63 OF THE WAQF ACT, 1995 FOR A PERIOD OF TWO (2) YEARS.

- Read : 1. This office Proceedings No. B3/33/KNL/91-Supply, dated:22-12-2004.
2. Representation of Sri.K.Mohammed Shareef, Mutawalli of Jamia Masjid, Gudur, Kurnool District, dated:04-01-2018.
3. This office memo of even No dated:23-01-2018, 02-04-2018
4. Report of the I.A. Waqfs, Kurnool District, vide Lr.No.03/KNL/Towliath/2018, dated:16-03-2018, 11-07-2018, 30-07-2018, 04-09-2018
5. This Office Notification, dated:30-11-2018.
6. Report of the I.A.Waqfs, Kurnol District, vide Lr.No.03/KNL/Towliat/2018, dated:29-12-2018 along with paper notification published Andhra Prabha Telugu daily District edition of Kurnool, Dated.07-12-2018.
7. Report of I.A Waqfs, Kurnool District, vide Lr. No.03/KNL/Towliath/2018, dated:16-04-2022
8. Board's Resolution No.625 of 2023, dated:03-02-2023.
9. Orders of the Hon'ble Chairperson, APSWB, dated: 08-02-2023.

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ORDER:

The Waqf institution namely Jamia Masjid @ Bahadurkhan Masjid situated at Gudur (V & M), Kurnool District is a notified Waqf and got published in A.P. Gazette No. 43-A, Part-II, dated:24-10-1963 in page No.16 &17 at serial No.3015. The institution is having attached Buildings shops Nos.1(I),1(A),1(B), under the Towliath of Haji Mohinuddin Saheb. The Rule of succession to the office of the Mutawalli specified as "the ablest person is nominated to the post of Mutawalli"

After the death of notified Mutawalli, the Board has appointed to Sri. K. Mohammed Shareef S/o. Late Abdul Hasan as Mutawalli U/sec.42 of Waqf Act, 1995 to the subject Waqf institution in place of his grandfather late Haji Mohiuddin Saheb. vide ref. 1st read above.

In the ref.2nd read above, Sri.K.Mohammed Shareef, Mutawalli has submitted a representation with a request to appoint his son namely Sri. Khaleel Ahmed as Mutawalli to the subject Waqf institution in his place. As a further coursed of action, this office has called detailed report along with relevant documents for onward process in the subject matter vide ref. 3rd read above.

In the ref.4th read above, the Inspector Auditor Waqfs, Kurnool District has submitted his report that Sri. K. Mohammed Shareef, S/o. late K. Abdul Hasan is managing the entire affairs of the subject Masjid without objections from the Mussalies and he has constructed the Shopping Complex with (17) shops in the adjacent of the Masjid Building and enhanced the Income of the institution and paying Waqf Fund, electricity Bills, remunerations to Pesh Imam and Mouzans and the Mutawalli has attained the age of 79, due to old age he became ill health and also submitted NOC from his family Member and also submitted the Income and expenditure statement.Finally the I.A. Waqfs, Kurnool District has requested to consider the representation of Mutawalli and to appoint his son Sri.Khaleel Ahmed, S/o.K.Mohammed Shareef as Mutawalli to the subject Waqf institution in his place.

Further, this office has issued paper notification for calling claims and objections if any for appointment of Sri.Khaleel Ahmed, S/o.K.Mohammed Shareef as Mutawalli to the subject Waqf institution vide ref. 5th read above.

The Inspector Auditor Waqf, Kurnool District has submitted his report vide ref.6th read above that the above said paper notification was published in Andhra Prabha Telugu daily District edition of Kurnool on 07-12-2018 and there were no claims & objections received against the said notification.

In the mean while another report was received from the I.A Waqf, Kurnool District, wherein he has reported vide ref. 7th read above, that the appointed Mutawalli of K.Mohammed Shareef has been expired on 08-08-2020 and furnished a copy of death certificate of K.Mohammed Shareef, S/o. K.Abul Hasan and requested to appoint his son Sri.Khaleel Ahmed, S/o.late K.Mohammed Shareef as Mutawalli to the subject Waqf institution and its attached properties.

The above subject matter was placed before Board meeting and the Board has passed resolution No.625/2023, dated.03-02-2023 in the ref.8th read above to appoint as Mutawalli Sri Khaleel Ahmed, S/o. Sri K. Mohammed Shareef U/sec.63 of Waqf Act,1995 for a period of (2) years for Jamia Masjid @ Bahadur Khan Masjid and its attached properties are situated at Gudur (V &M), Kurnool District.

Accordingly, Sri Khaleel Ahmed, S/o. Sri.K.Mohammed Shareef is hereby appointed as Mutawalli U/sec.63 of Waqf Act, 1995 for Jamia Masjid @ Bahadur Khan Masjid and its attached properties are situated at Gudur (V &M), Kurnool District for a period of (2) years for managing the affairs of the subject Waqf Institution by following Waqf Act,1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec.61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3(ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,
Chief Executive Officer,
A.P. State Waqf Board, Vijayawada.

To
Sri Khaleel Ahmed, S/o. Sri.K.Mohammed Shareef,
Mutawalli of Jamia Masjid @ Bahadur Khan Masjid,
Gudur (V & M), Kurnool District.

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