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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,
ANDHRA PRADESH STATE WAQF BOARD,
4th FLOOR, IMDADGHAR, OPP: KALESWARAO MARKET, VIJAYAWADA.

F.NO.02/KNL/M/2023.

Date:21-07-2025.

KURNOOL DISTRICT - MASJID-E-LSMAIL SITUATED AT INDUSTRIAL ESTATE, KALLUR, KURNOOL CITY - SRI MOHAMMED NISAR AHMED, S/o. SHAIK NAZEER AHMED AND Sri SHAIK HAFIZ MOHAMMED AHMED, S/o. SHAIK SALAM MIAH RECOGNISED AS MUTAWALLIES U/sec.42 OF THE UNIFIED WAQF MANAGEMENT, EMPOWERMENT, EFFICIENCY AND DEVELOPMENT ACT, 1995 AS AMENDED BY THE WAQF (AMENDMENT) ACT,2025.

- Read :1.Report of the Inspector Auditor Waqfs, Kurnool District vide Lr.No. 02/KNL/M/2023, Dated:17-04-2023 along with enclosed copy of Joint representation of Sri Shaik Nazeer Ahmed and Shaik Salam Miah, Mutawallies of the subject Masjid, dated:11-04-2023.
- 2.Joint representation of Sri Mohammed Nisar Ahmed S/o Shaik Nazeer Ahmed & Sri Shaik Hafiz Mohammed Ahmed S/o Shaik Salam Miah, dated:11-04-2023.
- 3.This Office Paper Notification in F.No.02/KNL/M/2023, Dt:22-06-2023.
- 4.Report of the Inspector Auditor Waqfs, Kurnool District vide Lr.No. 02/KNL/M/2023, Dated:08-08-2023
- 5.Board Resolution No.201/2025, dated.28-06-2025.

ORDER:

The Waqf Institution namely Masjid-E-Ismail, situated at D.No.77-112-D1-2, Industrial Estate, Kallur, Kurnool City & District in Sy.No.508/2 of Plot No.5 & 9 to an extent of 1819.90 Sq.fts (or) 169.4 Sq. Meters of Kallur (M), Kurnool District is a registered Waqf vide Munthakhab in F.No.29/Regn/KNL/2014/Z-IV, Dated:22-01-2016, under the Towliath of Shaik Nazeer Ahmed and Shaik Salam Miah Sons of late S. Ismail Saheb and the Rule of Succession to the Office of Mutawalli specified as hereditary and the same Munthakhab was got published in the AP Gazette No.4, Part-II, 28-01-2016 at Page No.61 to 62.

In the ref.1st read above, the Inspector Auditor Waqfs, Kurnool District has submitted report along with enclosed copy of joint representation of Sri Shaik Nazeer Ahmed and Shaik Salam Miah, Mutawallies of the subject Masjid, dated:11-04-2023, wherein the Inspector Auditor Waqfs, Kurnool District has reported that subject Masjid was registered in Waqf by Sri Shaik Nazeer Ahmed and Shaik Salam Miah sons of late S Ismail Saheb and the Rule of succession to the office of the Mutawalli specified as hereditary, due to old age they wanted to relinquish their Mutawalliship in favour of their sons namely Shaik Mohammed Nisar Ahmed and Sri Shaik Hafiz Mohammed Ahmed as Mutawallies the subject institution and ever since the applicants are managing the affairs of the subject Masjid very neatly for the support of claim for Mutawlliship submitted required documents, there are no Court cases, no encroachment are pending and requested to appoint Sri Shaik Mohammed Nisar Ahmed, S/o. Shaik Nazeer Ahmed and Sri Shaik Hafiz Mohameed Ahmed, S/o.Shaik Salam Miah as Mutawallies U/sec.42 of Waqf Act,1995 to the subject Masjid.

In the ref.2nd read above, the applicants Sri Shaik Mohammed Nisar Ahmed, S/o. Shaik Nazeer Ahmed and Sri Shaik Hafiz Mohameed Ahmed, S/o.Shaik Salam Miah are submitted joint representation with request to recognize them as Mutawallies to the subject institution in place of their fathers.

After perusal of the records this office has issued paper notification dated: 22-06-2023 vide ref.3rd read above, duly inviting claims and objections if any for recognisation of 1.Sri Shaik Mohammed Nisar Ahmed S/o Shaik Nazeer Ahmed and 2.Sri Shaik Hafiz Mohammed Ahmed, S/o. Shaik Salam Miah as Mutawallies in respective of their shares to the subject institution and its attached properties U/sec.42 of Waqf Act,1995 within a period of (15) days from the date of publication of this notification.

With regards to the above the Inspector Auditor Waqfs, Kurnool District has submitted his report vide ref.4th read above, that the above said paper notification has been published in Andhra Jyothi Telugu daily news paper in Kurnool District edition on 28-06-2023 and also affixed on the notice Board of the District Waqf Office, Kurnool and notice Board of subject institution with regard to the above said paper notification there are no claims and objections were received and also Head office within stipulated period.

The entire matter was placed before the Board in its meeting held on 28-06-2025 and after careful examined the above, “ the Board discussed the matter and unanimously resolved to recognize 1.Sri Shaik Mohammed Nisar Ahmed S/o Shaik Nazeer Ahmed and 2.Sri Shaik Hafiz Mohammed Ahmed, S/o. Shaik Salam Miah as Mutawallies U/sec.42 of the Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act, 2025 to manage the day to day affairs of the institution and its attached properties” vide resolution No.201/2025, dated:28-06-2025 in the ref.5th read above.

Accordingly, 1.Sri Shaik Mohammed Nisar Ahmed S/o Shaik Nazeer Ahmed and 2.Sri Shaik Hafiz Mohammed Ahmed, S/o. Shaik Salam Miah are hereby recognized as Mutawallies U/sec.42 of the Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act, 2025 for the Waqf institution Masjid-E-Ismail and its attached properties situated at Industrial Estate, Kallur, Kurnool City & District for managing the affairs of the subject Waqf Institution by following the Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act, 2025 and Waqf Rules made therein.

The Mutawallies should discharge his legitimate duties strictly as determined in Section 50 of Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act,2025 read with A.P. Waqf Rules, 2023 and should follow the instructions issued by the Board from time to time and should submit the Accounts U/sec.46, Budget U/sec.44 and pay the Waqf fund to the Board every year duly following the provisions laid down U/sec.72 & 77 of Unified Waqf Management, Empowerment, Efficiency and Development Act,1995 as amended by the Waqf (Amendment) Act,2025 properly. Failing which action will be taken against him U/Sec.61 and 64 as read the afore mentioned (Amendment) Act,2025 and 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, to allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- c) To discharge all public duties. To do any other Act which he is Lawfully required to do so or under this Act.
- d) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- e) The Mutawallies should follow the Norms fixed under Section 56 of Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act, 2025 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 while leasing of attached Waqf properties through A.P. State Waqf Board and also shall follow the Rule 15 made in the Waqf properties lease Rules 2014.
- f) The Mutawallies shall open account in any Nationalized Bank and all the transactions shall be reflected therein.
- g) Further subject to the condition that if any future claims / objections are received on the said appointment appropriate decision will be taken as per law.

As per Sec.101(2) of Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act, 2025 “ 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 to be deemed as a public servant within the meaning of “Clause (28) of section 2 of the Bhartiya Nyaya Sanhita, 2023”. As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawallies shall also noted that Sec.3(ee) defined encroacher, and also penalty for alienations of Waqf property without sanction of the Board shall be punishable with (imprisonment) for a term which may extend to (2) years U/sec.52-A and section 61 speaks penalties for the lapses/ charges shown therein, hence should act carefully, diligently and maintain accounts scrupulously as specified under this Act.

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

SHAIK MOHAMMAD ALI,
Chief Executive Officer (FAC),
A.P. State Waqf Board, Vijayawada.

To

- 1.Sri Mohammed Nisar Ahmed
S/o. Shaik Nazeer Ahmed
- 2.Sri Shaik Hafiz Mohammed Ahmed
S/o. Shaik Salam Miah
Mutawallies of Masjid-E-Ismael
situated at Industrial Estate, Kallur, Kurnool City & District.

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