



ఆంధ్రప్రదేశ్ రాజపత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

W.No.41

AMARAVATI, FRIDAY, OCTOBER 10, 2025

G.350

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

--X--

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

F.No.03/NLR/M/2020.

Date: 09-10-2025.

SPSR NELLORE DISTRICT- SUNNI IDGAH AND MOUZAN SERVICE OF JAMIA MASJID AND ITS ATTACHED PROPERTIES ARE SITUATED AT NELLORE CITY - EXTENSION OF SUSPENSION PERIOD OF Sri MOHAMMED AKRAM ALI FARUKHI S/o. LATE MOHAMMED AMJAD HUSAIN FARUKI, MUTAWALLI (UNDER SUSPENSION) BEYOND TEN (10) DAYS AND APPOINTMENT OF REGULAR INQUIRY OFFICER.

- Read : 1. Report of the Inspector Auditor Waqfs, SPSR Nellore District ,
Dated:12-09-2025.
2. Board Resolution No.248/2025, Dated:17-09-2025.
3.This Office Proceedings in F.No.03/NLR/M/2020, Dated:01-10-2025.
4.This Office Notice in F.No.03/NLR/M/2020, Dated:01-10-2025.
5. Reports of the Inspector Auditor Waqfs, SPSR Nellore District,
Dated:03-10-2025.
6. Report of the E.O.of Sunni Idgah and Mouzan Service of Jamia Masjid
situated at Nellore District, Dated:03-10-2025
7. Explanation of Sri Mohammed Akram Ali Farukhi suspended
Mutawalli, Dated:07-10-2025 submitted before the Enquiry Officer
on 07-10-2025 along with his counsel.
8 .Board Resolution No.277/2025, Dated:09-10-2025.

*** **

ORDER:

The Waqf institution namely Sunni Idgah situated at Nellore City of SPSR Nellore District is a notified Waqf and got published in AP Gazette No.18-A, Part-II, Dated:02-05-1963 at serial No.207 under the Towliath of M.M.Hussain and the institution is having attached properties in TD No.522 covered in Sy.No.257/2 to an extent of Ac.0.24 cts, Sy.No.257/1 to an extent of Ac.9.05 cts, Sy.No.270 to an extent of Ac.0.41 cts, Sy.No.145 to an extent of Ac.1.50 cts, Sy.No.159 to an extent of Ac.3.40 cts, Sy.No.164 to an extent of Ac.1.04 cts total to an extent of Ac.15.64 cts situated at Nellore Town and read with errata notification dated:12-05-1977.

Further another Waqf institution namely Mouzzan Service of Jamia Masjid situated at Nellore City of SPSR Nellore District is a notified Waqf and got published in AP Gazette No.18-A, Part-II, Dated:02-05-1963 at serial No. 221 under the Towliath of M.M.Hussain and institution is having attached landed property in TD No.374 covered in Sy.No.532/3 to an extent of Ac.0.62 cts, Sy.No.618/2 to an extent of Ac.7.20 cts total to an extent of Ac.7.82 cts situated at Nellore Town.

The Inspector Auditor Waqfs, SPSR Nellore District has reported vide ref.1st read above dated:12-09-2025 that the Mutawalli Sri Mohammed Akram Ali Farukhi S/o Late Mohammed Amjad Husain Faruki has executed sale agreement in favour of Pamuru Ramanaiah and (4) others in Sy.No.257/1A & 2, to extent 322 Ankanams located at Trunk Road, Nellore Bit-I, vide agreement, Dated:10-02-2023 and the said property is notified Waqf and requested to take suitable action against Sri Mohammed Akram Ali Farukhi S/o Late Mohammed Amjad Husain Faruki, Mutawalli as per provision of the Waqf Act.

That the above said subject matter placed before the Board, in its meeting held on 17-09-2025, discussed the matter, perused the report of the Inspector Auditor Waqfs, SPSR Nellore District and examined the all records available and noticed the lapses and irregularities committed by the Mutawalli of the subject institutions resolve resolution No.248/2025, Dated:17-09-2025 in the ref.2nd read above, that the Mutawalli Sri Mohammed Akram Ali Farukhi of Sunni Eidgah & Mouzan Service of Jamia Masjid situated at Nellore City has entered an illegal sale of agreement Dt: 10.02.2023 in Sy.No.257/1A & 2 of Trunk Road, Nellore Bit-I to an extent of 322 Ankanams or 2576 Sq.yds. in favour of P.Ramanaiah & (4) others which is a notified Waqf property, located in heart of the City and very valuable property in violation of the provisions of the Act and the Board resolved to suspend the Mutawalli Sri Mohammed Akram Ali Farukhi for a period of (10) days U/Sec.64 (5) of the UWMEED Act, 1995 as Amended by Waqf

(Amendment) Act, 2025 appointing the Chief Executive Officer, APSWB as Enquiry officer and to submit his findings before the Board, further during the suspension period the E.O. shall be appointed U/s.38 of the Act, to manage the day to day affairs of the subject institutions under Direct Management of AP State Waqf Board U/Sec.65 of the Act and subsequent Rules therein.

As such, the Waqf Board issued proceedings vide ref.3rd read above dated: 01-10-2025 Sri Mohammed Akram Ali Farukhi, S/o late Mohammed Amjad Husain Faruki, Mutawalli of the subject institutions was placed under suspension for a period of (10) days U/sec. 64(5) of the UWMEED Act,1995 as amended by the Waqf (Amendment) Act, 2025 and the Chief Executive Officer, A.P. State Waqf Board, Vijayawada was entrusted with the Inquiry on the above mentioned lapses & irregularities.

Further Sri Shaik Mohammed Hussain, Supdt., APSWB was appointed as Executive Officer U/sec.38 of the Act, to take charge of the Sunni Idgah and Mouzan Service of Jamia Masjid situated at Nellore City and its attached movable & immovable properties under direct management of AP State Waqf Board, Vijayawada with a direction to manage the day to day affairs of the subject institution and its attached properties until further orders.

Further an Inquiry notice vide ref.4th read above, dated:01-10-2025 was issued to the Mutawalli (under suspension) to appear before the Chief Executive Officer / Inquiry Officer on 07-10-2025 at 11:00 AM in the O/o. AP State Waqf Board, Vijayawada so as to provide an opportunity to submit his explanation along with documentary evidence if any.

The Inspector Auditor Waqfs, SPSR Nellore District reported vide ref.5th read above, dated:03-10-2025 that the above said notice along with connected material also served upon the suspended Mutawalli on 01-10-2025

Consequently, the Executive Officer of the subject institutions has reported vide ref.6th read above, dated:03-10-2025 that he has assumed the charge of the Sunni Idgah and Mouzan Service of Jamia Masjid, situated at Nellore City in presence of Muslim elders by conducting Panchana on 03-10-2025.

On the receipt of the Inquiry notice, Sri Mohammed Akram Ali Farukhi, Mutawalli (under suspension) has attended to the Enquiry at 11:00 AM on 07-10-2025 along with his Counsel Sri N.Sudheer Reddy, Advocate submitted his clarification / reply

vide ref.7th read above, Dated:07-10-2025 with a prayer that the lands in Survey No.257/14 & 257/2 is not a Waqf property, it is a private property, he is the legal heir of this property and it is his ancestral property duly enclosing the following documents.

- 1) RSR for Sy.No.257.
- 2) Resolutions of the Municipality along with sketch.
- 3) Document No.168/1926 (permanent lease deed).
- 4) Document No.169/1926 (Permanent Lease deed).
- 5) Judgement in A.S.No.369/1938, dated:30.01.1942.
- 6) Town plan letter dated:10.04.1944 but the correct dated:10.01.1944.
- 7) Gazette No.8 dated:20.02.1944 but the correct date :20.02.1945.
- 8) Correspondence in between New Talkies Picture Palace to Khateem Mohd. Amzad Hussain Farooqui.
- 9) Death and family certificate of Mr. Mohd. Mohamood Husain Farooqui.
- 10) Copy of 1B for Sy.No.257-1A2.
- 11) Adangal Sy.No.257/1A2.
- 12) E.C.dated:5.10.2011 and 19.01.2023.
- 13) Judgment in A.S.No.638 of 1997 dated:22.09.2017.

The Enquiry Officer / C.E.O., APSWB who after perusal and careful examination of the contents of the clarification / reply and documents submitted by the Mutawalli (under suspension) has given the findings which are submitted below:

- a) The RSR reveals that the land in Sy.No.257/1 (old Survey No.1459/473, 1460B/475, classification Inam (wet) to an extent of Acs.10.50 cents under T.D.No.522 recorded as "khateeb Mohammad Khadar Mohiuddin" for religious Masjid Namaz service. And also, Sy.No.257/2 (old Sy.No.1460A/474) Inam Dry to an extent Acs.0.24 cents under T.D.No.522 also belongs to Religious Masjid Namaz Service. So, it is crystal clear that the land in Sy.no.257/1 and 257/2 is a service inam as Waqf property.
- b) The Resolutions of the Municipality are not relevant to the present case.
- c) The documents Nos.168/1926 and 169/1926 are permanent lease deeds. The recitals in the lease deeds clearly written as "Inam land". There is no provisions in the Waqf Act or in any other law time being inforce i.e. the Musalmaan Waqf Act, 1923 for leasing of inam land for long period are not valid under law.
- d) The judgment in Appeal No.369/1938 is not relevant to the allegations leveled against the Mutawalli (under suspension).
- e) The proceedings of the Revenue Department dated:10.01.1944 also reveals that the land in Sy.No.257/1 and 257/2 attached to the religious institution. Hence, The allotment of land and according permission to the Khateeb, grandfather of Mutawalli (under suspension) cannot take away the original character of the Waqf. The Apex court in Syed Ali & other Vs. Waqf Board held that once a Waqf always a Waqf.
- f) The correspondence in between the new talkie picture Palace and Khateeb family members certificate, death E.C. etc. are not relevant to the present case.
- g) In respect of the Judgement in Appeal in Appeal Suit No.638 of 1997 dated:22.09.2007, the Waqf Board has already been filed Review Petition before the Hon'ble High Court of A.P vide IA (SR) No.118751 of 2022, which is still pending consideration.

The Idgah Sunni its attached properties under TD No.522 in Sy.No.257/2 to an extent of Ac.0.24 cents, Sy.No.257/1 to an extent of Ac.9.05 cents, Sy.No.270 to an extent of Ac.0.41 cents, Sy.No.145 to an extent of Ac.1.50 cents, Sy.No.159 to an extent of Ac.3.40 cents, Sy.No.164 to an extent of Ac.1.04 cents total extent Ac.15.64 cents situated at Nellore Town are surveyed by the Survey Commissioner of Waqfs U/sec.4 of Waqf Act and notified in A.P. Gazette U/Sec. 5 of the Act vide Gazette No.18-A, Part-II, dated: 02-05-1963 at Serial No.207 read with errata notification dated:12-05-1977.

Another Waqf Institution namely Mouzan Service of Jamia Masjid situated at Nellore City is a notified Waqf and got published in A.P. Gazette No.18-A, Part-II dated: 02-05-1963 at Serial No.221 under the Towliath of M.M. Hussain and this institution is having attached landed property under TD.No.374 in Sy.No.532/3 to an extent of Ac.0.62 cents, Sy.No.618/2 to an extent of Ac.7.20 cents total extent Ac.7.82 at Nellore Town.

After demise of notified Mutawalli, Sri.Md.Akram Ali Farukhi S/o Late. Mohammed Amjad Hussain Farukhi appointed as Mutawalli vide proceedings No.03/NLR/M/2020, dated:19-10-2023 for the above Waqf Institutions and its attached properties.

U/Sec.6 of Waqf Act, 1954 / 1995 any person may institute a suit within a period of (1) one year if any question arises whether a particular property specified as Waqf property in the list of Auqaf is Waqf property or not., for the decision of the question and the decision of the Tribunal in respect of such matter shall be final.

Even after a lapse of (60) years the forefathers of the Mutawalli (under suspension) never filed any suit against the Gazette Notification including the Mutawalli (under suspension) to declare the property is a private property but not Waqf property.

But, all of a sudden the Mutawalli (under suspension) brought the above documents and disputing the nature of Waqf and acting against the interest of Waqf.

Moreover, the Mutawalli (Under Suspension) failed to submit budget, accounts and to pay Waqf fund as required U/sec. 44, 46 & 72 of the Act.

That the Mutawalli (under suspension) has executed sale agreement dated: 10-02-2023 in favour of Sri Pamuru Ramanaiah and (4) others in Sy.No.257/1A & 2 to an extent of 322 Ankanams located at trunk Road, Nellore which is notified Waqf property and published in the Gazette, as such, there is a prima facie evidence that the Mutawalli has committed breach of trust in relation to the Waqf property and violated the provisions of the Act.

In conclusion the Inquiry Officer / C.E.O.,APSWB opined that the clarification / reply submitted by the Mutawalli (under suspension) is not satisfactory and it requires a detailed enquiry to find out the facts from the gross route level and also the legal aspects to take further course of action in this matter.

As such, the entire matter has been placed before the Board in its meeting (V.C.) held on 09-10-2025 and the Board passed a resolution vide ref.8th read above, dated:09-10-2025 as under:

“ The Board discussed the matter in length and perused the findings Dt:07.10.2025 submitted by the Inquiry Officer / CEO, APSWB against Sri Mohammed Akram Ali Farukhi, Mutawalli (under suspension) Sunni Idgah and Mouzan Service of Jamia Masjid and its attached property at Nellore City.

The Board resolved to accept the enquiry report of the Inquiry Officer / CEO, APSWB and opined to extend the suspension period beyond (10) days of Sri Mohammed Akram Ali Farukhi, Mutawalli (under suspension) Sunni Idgah and Mouzan Service of Jamia Masjid & its attached properties situated at Nellore City taking into consideration of the following:

- a) Committed breach of trust in relation to the Waqf property and mismanagement.
- b) denying the very nature of Waqf property in Sy.No.257/1 & 257/2 (wrongly mentioned in his clarification Dt:07.10.2025 as Sy.No.257/14 and 257/2) even though having knowledge about as it was a notified Waqf property.
- c) acting detrimental to the interest of Waqf and Waqf property.
- d) failed to submit Budget, Accounts and payment of Waqf Fund as required U/Sec.44, 46 & 72 of the Act.
- e) disobeyed the directions of the Board issued from time to time U/Sec.50 of the Act.
- f) executed sale agreement and received a sum of Rs.50.00Lakhs towards advance.
- g) he received Rs.25.00Lakhs on 23.02.2025 by giving an endorsement on the backside of the agreement and later tampered the year as 2023 with a misfeasance / malafied intention to snatch away valuable Waqf property.

Further the Board resolved to appoint Sri T.Sarkar, Retired Addl. Supdt. of Police, E.O. as Enquiry Officer to conduct detailed enquiry U/Sec.70 & 71 of the Act duly following the Rules in force.

Also resolved to continue the Executive Officer to the Idgah Sunni and Mouzan Service of Jamia Mosque and its attached property situated at Nellore City and District under Direct Management of AP State Waqf Board to manage the day to day affairs of the institutions and its attached properties till further orders.

The Chief Executive Officer, AP State Waqf Board is requested to take necessary action in the matter”.

Accordingly, the suspension of Sri Mohammed Akram Ali Farukhi S/o. late Mohammed Amjad Husain Faruki, Mutawalli (under suspension), Sunni Idgah and Mouzan Service of Jamia Masjid and its attached properties are situated at Nellore City is hereby extended beyond ten (10) days under sub section (5) of Section 64 of the UWMEED Act,1995 as amended by the Waqf (Amendment) Act, 2025 considering the

prima facie of the above lapses & irregularities and committed breach of trust in relation to the Waqf property and violations the provisions of the Act,.

Similarly, Sri T.Sarkar, E.O., APSWB / Addl. Supdt., of Police (Retd.,) is hereby appointed as Enquiry Officer to conduct a detailed Inquiry U/s.70 & 71 of the Unified Waqf Management, Empowerment, Efficiency and Development Act,1995 as amended by the Waqf (Amendment) Act, 2025 duly following the Rules in force on the lapses, violations and irregularities of the Mutawalli (under suspension).

Meanwhile, Sri Shaik Mohammed Hussain, Supdt., APSWB, Vijayawada, who appointed as Executive Officer to the Sunni Idgah and Mouzan Service of Jamia Masjid and its attached movable & immovable properties situated at Nellore City under direct management on behalf of Waqf Board shall continue to manage the day to day affairs of the subject institutions and its attached properties till further orders.

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

To

Sri Mohammed Akram Ali Farukhi,
S/o late Mohammed Amjad Husain Faruki, Mutawalli (Under Suspension)
Sunni Idgah and Mouzan Service of Jama Masjid,
Nellore City, SPSR Nellore District.(through E.O. of the subject institutions)

--X--