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G.362

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.01/NDL/M/2024.

Date:21-07-2025.

NANDYAL DISTRICT - MOSQUE SUNNI KNOWN AS MADINA MASJID AND ITS ATTACHED PROPERTIES ARE SITUATED AT PULIMADDI VILLAGE - NANDYAL MANDAL - Sri MULLA SHAIK HUSSAIN S/o MULLA SHAIK ABDUL RAHEMAN APPOINTED AS MUTAWALLI U/Sec.63 OF THE UNIFIED WAQF MANAGEMENT, EMPOWERMENT, EFFICIENCY AND DEVELOPMENT ACT, 1995 AS AMENDED BY THE WAQF (AMENDMENT) ACT,2025 FOR A PERIOD OF TWO (2) YEARS.

- Read : 1.Representataion of Sri Mulla Shaik Hussain S/o Mulla Shaik Abdul Raheman, R/o. 2-55, BC Colony, Pulimaddi Village, Nandyal Mandal & District, Dated:14-02-2024, 09-03-2024,01-07-2024 & 25-01-2025.
2.Report of the Inspector Auditor Waqfs, Nandyal District vide Lr.No.18/ Waqf/NDL/M/Pulimaddi/2025, Dated:01-05-2025.
3.Board Resolution No.152/2025, dated.28-06-2025.

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ORDER:

The Waqf institution Mosque Sunni known as Madina Masjid and its attached properties are situated at Pulimaddi Village, Nandyal Mandal & District (Erstwhile Kurnool District) is a notified Waqf and got Published in the AP Gazette No.43-A, Part-II, Dated:24-10-1963, at Serial No.3337 under the Towliath of Abdul Rahman and as per the Survey Commissions report the name of the Mutawalli mentioned as Abdul

Rahiman and the institution is having attached landed properties in TD.No.3104 covered in Sy.No.204 to an extent of Ac.1.61 cts, in Sy.No.355 to an extent of Ac.11.84 cts total to an extent of Ac.13.45 cts and the Rule of succession to the office of the Mutawalli specified as hereditary.

In the ref.1st read above, representations have been received from Sri Mulla Shaik Hussain S/o Mulla Shaik Abdul Raheman R/o. H.No.2-55, B.C. Colony, Pulimaddi (V) Nandyal Mandal & District, wherein he has stated that his father Mulla Shaik Abdul Raheman @ Angarsha was the Gazette Notified Mutawalli of the subject institution and his family members are constructed Eidgah and reconstructed the Peela Masjid with help of Villages. Further the population of the Muslims are increased in Village and to facilitate the Mussalies for offering prayer the Masjid has been expanded in this regard for taking undo advantage some unauthorized persons were constituted self-style Committee and salaries of Pesh Imam and Mouzzan are deposing in their accounts but not using it for the Masjid Welfare and trying to grab the institution property and finally requested to appoint him as hereditary Mutawalli to the subject institution.

In the ref.2nd read above, the Inspector Auditor Waqfs, Nandyal District has submitted his report that the institution is having attached lands in Sy.No.355 to an extent of Ac.11.84 and in Sy.No.204 to an extent of Ac.1.61 cts, total to an extent of Ac.13.45 cts (in which the Masjid, Dargah, Idgah, Khabrastan and water well are existing with part of vacant land of the institution) and the applicant Sri Mulla Shaik Hussain was the son of Mulla Shaik Abdul Raheman who was Gazette notified Mutawalli of the institution and expired on 22-07-1988 and living behind two (2) sons namely (1) Sri Mulla Mohammed Hussain and (2) Sri. Mulla Shaik Hussain and three (03) daughters and submitted Family Member certificate of and NOC from Sri Mohammed Hassan and two (2) others in favour of Sri Mulla Shaik Hussain for appointment of Mutawalli.

Further the I.A. Waqfs, Nandyal District has reported that in Sy.No.355 to an extent of Ac.6.00 cts are cultivating by the legal heirs of the notified Mutawalli and remaining Ac.5.00 cts of land in others hand in this regard the Board has issued 54(1) notices to the encroachers and also filed Writ Petition No.20243/2024 before the Hon'ble High Court of AP to remove the encroachers in Sy.No.355 to an extent of Ac.11.84 cts and the said case is pending.

Further the I.A. Waqfs, Nandyal District has stated that the said legal heirs are utilizing the Waqf land for Agriculture purpose and paying Waqf fund to the Board and at

present Sri Mulla Shaik Hussain is maintaining the Masjid and the applicant has reconstruct the Masjid by collecting chandas and some part of amount was bearing his own money and the Mussallies of Masjid are informed that the applicant was rendering the services of Masjid since (15) years, celebrating the rituals festival Moharrum and celebrate the Gokar Vali Urs every year at Pulimaddi Village without any remarks and also doing service of Mullagiri (Zuba) for the Villagers and requested to appoint Sri Mulla Shaik Hussain as Mutawalli to the subject Masjid.

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 appoint Sri Mulla Shaik Hussain S/o. Mulla Shaik Abdul Raheman as Mutawalli U/Sec.63 of the Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act, 2025 for a period of two (2) years to manage the day to day affairs of the institution and its attached properties, since the rule of the succession to the office of the Mutawalli is hereditary" vide resolution No.152/2025, dated:28-06-2025 in the ref.3rd read above.

Accordingly, Sri Mulla Shaik Hussain S/o. Mulla Shaik Abdul Raheman is hereby appointed as Mutawalli U/sec.63 of the Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act, 2025 for the Waqf institution Mosque Sunni known as Madina Masjid and its attached properties are situated at Pulimaddi Village, Nandyal Mandal & District for a period of two (2) years for managing the day to day affairs of the subject institution and its attached properties from the date of issue of this orders 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 Mutawalli 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 Mutawalli 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 Mutawalli 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.
- h) The Mutawalli appointed U/sec.63 shall handed over charge along with records after expiry of term to the Inspector Auditor Waqfs, by default

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 Mutawalli 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
Sri Mulla Shaik Hussain
S/o. Mulla Shaik Abdul Raheman
Mutawalli of Mosque Sunni known as Madina Masjid
Situated at Pulimaddi Village, Nandyal Mandal & District

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