



ఆంధ్రప్రదేశ్ రాజపత్రము
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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.32/M/KNL/2015/Z-IV.

Date:13-08-2025.

NANDYAL DISTRICT (ERSTWHILE KURNOOL DISTRICT) - LAL MASJID AND ITS ATTACHED PROPERTIES SITUATED AT BANAGANAPALLI VILLAGE AND MANDAL - MUTAWALLI PLACED UNDER SUSPENSION - APPOINTED ENQUIRY OFFICER - ENQUIRY REPORT RECEIVED AND THE MATTER IS PLACED BEFORE THE BOARD - REMOVAL OF MUTAWALLI Sri SALEEM UR RAHMAN S/o LATE S FAZLUR RAHMAN U/Sec.64 OF THE UNIFIED WAQF MANAGEMENT, EMPOWERMENT, EFFICIENCY AND DEVELOPMENT ACT, 1995 AS AMENDED BY THE WAQF (AMENDMENT) ACT, 2025.

- R e a d:-
1. This office Proceedings in F.No.B3/08/KNL/99, Dated:16-10-2000.
 2. Compliant received from Local Muslims of Banaganapalli (V&M), Kurnool District, Dated:22-07-2015.
 3. Report of I.A.Waqfs, Kurnool District, Dated:26-02-2016.
 4. This office Proceedings of even No., Dated:13-04-2016
 5. This office Proceedings of even No., Dated:25-04-2016
 6. This office Proceedings of even No., Dated:27-05-2017.
 7. Report of the Enquiry Officer, Dated: 10-07-2018.
 8. Board's Resolution No.178/2022, dated:22-03-2022.
 9. Board's Resolution No.153/2025, dated:28-06-2025

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ORDER:

The institution namely Lal Masjid situated at Banaganapalli Village & Mandal, Nandyal District (Erstwhile Kurnool District) is a notified Waqf and got published in A.P. Gazette, 18-A, Part II, Dated:02-05-1963 at Sl.No.1735 under the Towliath of Sri Abdul Khader and the institution is having attached landed property in Sy.No.40 to an extent of Ac.10.22 cts and the Rule of succession to the office of the Mutawalli specified as hereditary. At present the said institution under direct management of Waqf Board.

In the ref.1st read above, the Board has appointed to Sri Saleem-ur-Rahman, S/o. late S.Fazlur Rahman as Mutawalli to the subject Waqf Institution in place of his late S. Fazlur Rahman.

Further a compliant petition was received vide ref.2nd read above, from the local Muslims of Banaganapalli (V&M), and alleged that the Mutawalli failed to submit the statement of Accounts U/Sec.46, failed to submit the Budget Estimate, receipts and expenditure U/Sec.44, using the lease amount for personal benefit like as food expenses and travelling expenses, mismanagement of the subject Waqf institution and requested to take action against him.

With regards to above the then Inspector Auditor Waqfs, Kurnool District has submitted his report vide ref.3rd read above and confirmed that the allegations against Sri. Saleem-ur-Rahman regarding mismanagement, non-submission of Budget and Accounts, which is a clear violation of the provisions of the Waqf Act, 1995.

In pursuant to the report of Inspector Auditor Waqfs, Kurnool District, Dated: 26-02-2016 the Board has taken decision the Mutawalli Sri Saleem Ur Rahaman was placed under suspension for a period of (10) days U/sec.64(5) of Waqf Act, 1995 and taken institution and its attached properties under direct management of AP State Waqf Board through I.A Waqf, Nandyal District and appointed the CEO, APSWB as Enquiry Officer in the subject matter vide ref.4th read above.

Further the I.A. Waqfs, Nandyal District (Erstwhile Kurnool District) assume the charge of the subject institution on 19-04-2016 under the direct management of Waqf Board.

The CEO has conducted enquiry during the enquiry since the individual suspended Mutawalli has not submitted written reply nor recorded his statement, it is deemed requisite to continue the suspension period and the then Competent Authority has passed order suspension of Mutawalli extended beyond (10) days and appointed regular enquiry officer.

Accordingly the suspension of Mutawalli extended beyond (10) days and appointed regular enquiry officer Sri. K.A Wahed Khan as enquiry officer to conduct detail enquiry on the allegations levelled against the suspended Mutawalli vide ref.5th read above. Due to non completion of said Enquiry Sri.K.Nazeer Ahmed Khan, Rtd., Principal, APSRTC appointed as Enquiry Officer in place of Sri.K.A Waheed Khan vide ref.6th read above

Further the Enquiry Officer Sri K. Nazeer Khan, Rtd., Principal, APSRTC has submitted his enquiry report vide ref. 7th read above and the enquiry officer has filed 9 charges against the suspended Mutawalli and all the details reflects as follows:

Charge No 1:

That a very meagre amount of Rs. 900/- or Rs. 1000/- was being paid as salary to Pesh Imam and Mouzan of the subject mosque and stopped payment even the meagre amount towards their salary from May, 2015 and misappropriated the income about Rs.70,000/- (Rupees Seventy Thousand only) per year and thus violated Section 50 of Waqf Act, 1995 and Rule No. 20(6) of A.P Waqf Rules 2000.

Finding of the enquiry officer over charge No.1

The Enquiry Officer has reported that basing on the evidence available on the face of records and as the submission of delinquent Mutawalli are highly unconvincing the delinquent Mutawalli the defence put forth by the delinquent Mutawalli is rejected and the charge No.1 is held proved beyond any iota of doubt.

Charges No 2:

That he wound up madrasa run in the subject mosque on the pretext that the Masjid is not in position to maintain the said madras under Rule No. (6) (VIII) of A.P Waqf rules 2000 but it was again started with the help of committee of mussallies by collecting subscription from devotees.

Finding of the enquiry officer over charge No.2

The Enquiry Officer has reported that basing on the evidence available on records and since the delinquent Mutawalli failed to give any reasonable and convincing explanation to the charge it is held that the charge No.2 of the charge memo is held proved beyond any reasonable doubt.

Charges No 3:

That being a public servant U/S 101 of Waqf Act 1995 he held two posts i.e. 1) Post of Mutawalli of Lal Masjid Banganapalli and 2) Post of Driver of Indian Railways Department with HQS at Guntakal and resided at Guntakal and never reside at Bangnapally to take care of subject Masjid and thus violated the Section 101 of Waqf Act 1995 within meaning of Section 21 of the Indian penal code deemed to be a public servant.

Finding of the enquiry officer over charge No.3

The Enquiry Officer has reported that the delinquent employee was also holding the post of Mutwalliship and was also simultaneously working as Driver in South Central Railway with HQS at Guntakal he had violated the provision of Waqf Act i.e. section 101 of Waqf Act 1995 within meaning of Section 21 of the Indian Penal Code deemed to be a public servant and basing on the evidence available on records the defence put forth by the delinquent Mutawalli is rejected and the charge is proved beyond any iota of doubt.

Charges No 4:

That he illegally constituted Banganapalli Lal Committee H.No. 9-16, Mathu Miya Street Banganapalli by getting it registered by the Registrar of Societies Nandyal under no 12 of 2016 dt: 08-01-2016 along with 12 other members and made himself president of the societies without the approval of the Board and that one member of the said committee Sri Vali Hussain alias pan Beeda Vali was involved in trafficking fake currency notes under crime No 140/2010 of Banganapalli P.S U/S 4 and 9 (B) (c) of IPC was allowed to interfere in the administration and management of the subject and thus violated provisions of Waqf Act 1995.

Finding of the enquiry officer over charge No.4

The Enquiry Officer has reported that a committee formed and registered under Registration of Societies Act to take care of manage the affairs of a Waqf institution cannot be admitted under any circumstances. Since the Waqf Properties are not governed under societies Act and hence the Committee so formed by delinquent Mutawalli has no locus stand. Further he has reported that basing on the evidence available on the face of records the defence put forth by the delinquent Mutawalli is rejected and the charge is held proved beyond any reasonable doubt.

Charges No 5:

That he did not pay Waqf Fund and after submission of Report of the I.A Waqfs Kurnool and Musallies of the Masjid to the CEO APSWB and as per his own written statement dt: 07-09-2015 he paid Rs. 5000/- (Rupees Five Thousand Only) on 18-09-2015 as against an amount of Rs. 973X16= 15,568/- (Rupees Fifteen Thousand Five Hundred and Sixty Eight Only) in order to escape from the charge of non payment of Waqf Fund regularly under section 64 (a) i.e. of Waqf Act 1995.

Finding of the enquiry officer over charge No.5

The Enquiry Officer has reported that the contention put forth by the delinquent mutawalli is very unconvincing the charge No.5 against him is held proved beyond any reasonable doubt.

Charges No 6:

That he failed to submit Budget estimates and Income and Expenditure statement and also failed to show the Accounts of contribution and other funds received from devotees from the year 2000 onwards in violation of section of Waqf Act 1995 and when the allegation were levelled against him by Mussallies and the I.A Waqf through the report he then submitted the income and expenditure statement from 2000 to 2016 only and not submitted the income and expenditure statement from 2000 to 2010 thereby violated section 64 (1) (K) of Waqf Act 1995 and failed to pay Waqf fund @ 7%.

Finding of the enquiry officer over charge No.6

The Enquiry Officer has reported that the delinquent Mutawalli did not give any valid reason for the delay in submission of Budget estimate and income and expenditure statement audited by C.A every year to the Waqf Board within stipulated time the defence put forth by delinquent Mutawalli is rejected and the charge is held proved beyond and reasonable doubt.

Charges No 7:

That he had failed to take permission for dismantling of old structure of the subject mosque and constructed a new structure in its place either by mussallies / Muqtadees or whosoever they may be for construction of new mosque in place of old structure which amounts to deliberate carelessness and incapability and thus violated Rule 20(6) (VI) of Waqf Rules 2000.

Finding of the enquiry officer over charge No.7

The Enquiry officer has reported that basing on the evidence available on the face of records as the delinquent Mutawalli failed to give any convincing reply to the charge No 7 is held proved beyond any reasonable doubt.

Charges No 8:

That he failed to obtain permission from Waqf Board before granting lease to lease holders of Agricultural lands of subject mosque to an extent of A. c 4.05 cents in Sy. No. 40 of Banganapalli to Sri Bala Sahba Reddy R/O Banganapally Town for Rs.50,000/- (Rupees Fifty Thousand Only) on 20-03-2016 and collected total lease

amount of Rs. 1,39,000/- (Rupees One Lakh Thirty Nine Thousand Only) 12-03-2016 and thus violated section 56 (1) of Waqf Act 1995 and also failed to obtain lease agreement from 3 Tenants of 3 houses to the subject mosque.

Finding of the enquiry officer over charge No.8

The Enquiry officer has reported that the delinquent Mutawalli failed to give any convincing reply to the charge and basing on the evidence available on records the charge no 8 is held proved beyond any reasonable doubt.

Charges No 9:

That he had tampered and done scanning of Receipts submitted by the petitioner and prepared duplicate receipts in token of salary paid to Pesh Imam and submitted along with similar Receipts to the E.O – APSWB and thus violated section of Waqf Act 1995 by neglecting his duties and misfeasance misapplication of funds and breach of trust in relation to the Waqf.

Finding of the enquiry officer over charge No.9

The Enquiry officer has reported that the delinquent Mutawalli failed to give any satisfactory or convincing explanation to the charge above and basing on the evidence available in the face of records the charge No 9 is held proved beyond any reasonable doubt.

As per the enquiry report dated:10-07-2018 nine (9) charges are proved against Sri Saleem-Ur-Rahman, who is suspended Mutawalli of the subject institution and at present the said institution is under Direct Management through I.A Waqf, Nandyal District.

The subject matter has been placed before the Board in its meeting held on 22-03-2022 and the Board unanimously resolved resolution No.178 of 2022, dated: 22-03-2022 vide ref. 8th read above, to defer the matter and to place in it subsequent Board Meeting.

Further the entire matter has been placed before the Board in its meeting held on 28-06-2025 and the Board unanimously resolved resolution No.153 of 2022, dated: 28-06-2025 vide ref. 9th read above that *“the Board discussed the matter and unanimously resolved to accept the Enquiry report Dt:10-07-2018 in toto and further resolved to remove Sri Saleem Ur Rahman from the post of Mutawalli of the subject institution and also resolved to take legal action against Sri Saleem Ur Rahiman for his illegal activities proved in the enquiry report dated:10-07-2018”*.

Accordingly, in compliance to the above Board resolution vide ref.9th read above Sri Saleem-ur-Rahman, S/o. late S.Fazlur Rahman has been removed from the services of Mutawalli U/Sec.64 of the Unified Waqf Management, Empowerment, Efficiency and Development Act, 1995 as amended by the Waqf (Amendment) Act,2025 in respect of subject Waqf Institution.

The Inspector Auditor Waqfs, Nandyal District is hereby directed to serve the copy of proceedings to Sri Saleem-ur-Rahman, S/o. late S.Fazlur Rahman, R/o Banaganapalli (V &M), Nandyal District District with proper acknowledgement and report compliance.

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

To
Sri Saleem-ur-Rahman, S/o. late S.Fazlur Rahman
R/o Banaganapalli (V & M), Nandyal District (thorough IA Waqfs, Nandyal District).

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