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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.05/NTR/M/2025.

Date:26-12-2025.

NTR DISTRICT (ERSTWHILE KRISHNA DISTRICT) - QAZI SERVICE INAM LANDS TO AN EXTENT OF Ac.392-09 CENTS AND QAZI SAHEB MOSQUE SITUATED AT KONDAPALLI, NTR DISTRICT - EXTENSION OF SUSPENSION PERIOD OF Sri SYED HABEEBULLAH HUSSAINI, MUTAWALLI (UNDER SUSPENSION) BEYOND TEN (10) DAYS AND APPOINTMENT OF REGULAR ENQUIRY OFFICER.

Read : 1.Report of the Inspector Auditor Waqfs, NTR & Krishna District ,
Dated:11-12-2025.

2.Board Resolution No.345/2025, Dated:16-12-2025.

3.This Office Proceedings in F.No.05/NTR/M/2025, Dated:16-12-2025.

4.This Office Notice in F.No.05/NTR/M/2025, Dated:17-12-2025.

5.Joint report of (1) Sri P.Shah Shavali, Superintend, Legal Section,
(2) Sri Shaik Khaja Mastan, I.A.Waqfs, Guntur District and (3) Sri
Shaik Karimulla, I.A.Waqfs, NTR & Krishna District, Dated:18-12-2025

6.Joint report of (1) Sri P.Shah Shavali, Superintend, Legal Section,
(2) Sri Shaik Khaja Mastan, I.A.Waqfs, Guntur District and (3) Sri
Shaik Karimulla, I.A.Waqfs, NTR & Krishna District, Dated:22-12-2025.

7.Response/reply of Sri Syed Habeebullah Hussaini, Mutawalli (under
suspension) submitted before the Inquiry Officer/ CEO, APSWB,
Vijayawada on 26-12-2025.

8.Board Resolution No. 359/2025, Dated: 26-12-2025.

ORDER:

The Waqf Institution namely Qazi Service Inam Lands to an extent of Ac.392-09 cents in various Sy.Nos and Qazi Saheb Mosque situated at Kondapalli, NTR District (Erstwhile Krishna District), is a notified Waqf and got published in A.P. Gazette dated 28-06-1962 read with addendum AP Gazette No.1, dated:06-01-2011. The Rule of succession to the office of the Mutawalli is "Hereditary".

The Inspector Auditor Waqfs, NTR& Krishna District has reported , vide in the ref 1st read above that Sri Syed Habeebullah Hussaini, Mutawalli had failed to discharge his duties / responsibilities as envisaged in UWMEED Act,1995 as amended by Waqf (Amendment) Act, 2025 and the Rules made there under and to carry out directions as enumerated U/Sec.50 of the Act failed to submit the Accounts and Budget U/sec. 44,46 and U/sec 72 of the Act and the Board examined the entire matter and unanimously resolved to suspend the Mutawalli Sri Syed Habeebullah Hussaini for a period of (10) days U/se 64 (5) of UWMEED Act 1995 as amended by waqf (Amendment) Act 2025 duly appointing the Chief Executive Officer APSWB as Inquiry Officer to conduct Inquiry and to submit his findings before the Board for onward process vide resolution No 345/2025, Dated:16-12-2025.

On the decision of the Board, vide resolution No 345/2025 dated 16-12-2025 Sri Syed Habeebullah Hussaini Mutawalli of the subject institution was placed under suspension for a period of (10) days U/sec. 64(5) of UWMEED Act 1995 as amended by Waqf (Amendment) Act 2025 and the Chief Executive Officer was entrusted with the Inquiry in respect of the intentional ignorance of the duties of the Mutawalli against the provisions of Sec. 44, 46, 50 & 72 of the Act and Lease Rules, 2014 in force as reported by the Inspector Auditor Waqfs, NTR District and Sri P.Shah Shavali Superintendent, Legal Section, Sri Sk Khaja Mastan, I.A. Waqfs, Guntur Distract and I.A.Waqfs, NTR District are directed to assume the charge of all the movable and immovable properties and all related records of the subject waqf Institution and with a direction to manage the day to day affairs of the subject institution and its attached properties until further Orders, vide in the ref 3rd read above

Further the inquiry notice dated 17-12-2025 was issued to the suspended mutawalli to appear before the Chief Executive Officer APSEB/ inquiry Officer on 26-12-2025 at 11.00 Am in the Office of AP State Waqf Board 4th floor Imdad Ghar building Vijayawada so as to provide an opportunity to submit his Explanation vide ref 4th read above .

A joint report vide ref.5th read above, dated:18-12-2025 received from (1) Sri P. Shah Shavali, Superintendent, Legal Section., (2) Sri Shaik Khaja Mastan, I.A.Waqfs, Guntur District and (3) Sri Shaik Karimulla,I.A.Waqfs, NTR & Krishna District, that they have visited the Qazi Saheb Mosque, Kondapalli and on enquiry noticed that the Mutawalli (under suspension) is not available in Kondapalli Village and residing at Vijayawada Town, further contacted him over Mobile No. 9849212786 and informed the

Proceedings of the Board and asked to receive the said Proceedings and handed over the Charge of the subject institution and in turn informed he is in Vijayawada and sought time to handover the charge, records, etc., up to Monday i.e., 22-12-2025. Further reported they have assumed the charge of the subject institution and its attached properties under direct management in presence of local Muslim elders and Revenue by conducting Panchanama on 18-10-2025.

Further another joint report is received vide ref 6th read above, Dated: 22-12-2025 that the Inquiry notice Dated: 17-12-2025 was served upon Sri Syed Habeebullah Hussaini, Mutawalli (under suspension) through Whatsapp on 19-12-2025 and Physical copy on 20-12-2025 under proper acknowledgement.

On the receipt of the Inquiry notice, Sri Syed Habeebullah Hussaini, Mutawalli (under suspension) has appeared before the Inquiry Officer / CEO at 4.45 p.m. on 26-12-2025 and submitted response Dt. 26-12-2025 vide ref. 7th cited, stating that he assumed charge of the 200 year old Kondapalli Khazi Saheb Mosque which is in ruined condition. Driven by faith and the memory of his ancestors with his own soul and personal funds into its reconstruction. Today that Mosque stands beautiful and vibrant, its halls filled with the echoes of uninterrupted prayer-not because of institutional support, but because of his personal sacrifice.

Further, he submitted that the current reality of the Khazi Service inam lands which are caught in the agonizing wheels of litigation and encroachment. He has submitted the current status of the properties attached to the Khazi service situated in various villages. And, further stated that he initiated action for publication of errata and inclusion of the property in 22A of the registration Act. With regard to submission of budget and accounts the institution is owed 19 lakhs from Nunna land lease held by the Waqf Board. He begged for the release of these funds to pay legal fees and maintain the Mosque during the Holy month of Ramazan. It is a profound pain to be accused of financial negligence when he forced to watch the institution struggle while the institution money in the boards accounts. In respect of interest in auctions in the District for these lands the results are currently stalled in the High Court it is due to the Boards own delays in response not his lack of will. He never been hand in glove with encroachers, he has been there primary antagonist, often standing alone against them and finally he appealed to suspend a Mutawalli who has spent his life defending these lands is to punish the shield for the blows it has taken. He walked the halls of the revenue office, the Collectorate and Police Stations, often as the only voice for the Waqf and finally he requested to review these facts and rescind the suspension order. He has always abide by the Boards directions and he only ask now for the Board to provide the support and justice that this institution deserves

The Inquiry Officer / C.E.O., APSWB after perusal and examination of the contents of the response submitted by the Mutawalli (under suspension) and found that he has submitted a reply not supporting any documents. As such he has not been complying the waqf Act and the rules made there under, thereby he intentionally violated the provisions of Sec 44, 46, 50 and 72 of the waqf Act.

In the conclusion the CEO / Inquiry Officer is of the opinion that the response submitted by the Mutawalli (under suspension) is not satisfactory and convincing and his continuation in the Office of Mutawalli may hamper the enquiry proceedings which required the verification of all records, documents, accounts etc, in respect of the subject institution and its attached properties. Hence the Inquiry Officer further opined that the suspension period of Mutawalli may be continued / extended beyond the period of ten (10) days till the completion of a regular inquiry to be conducted by appointing a regular Inquiry Officer in the interest of Waqf.

Consequently the matter is placed before the Board in its Special meeting (V.C) of the Board held on 26-12-2025 and the Board after detailed discussion and consequent to the findings of the Inquiry Officer and as per available records resolved vide resolution No 359/2025 dated 26-12-2025 as under :

“The Board discussed the matter in length and perused the findings Dt: 26-12-2025 submitted by the Inquiry Officer / CEO, APSWB against Sri Syed Habeebullah Hussain, Mutawalli (under suspension) of Qazi Service and its Inam Lands to an extent of Ac.392-09 cents and Qazi Saheb Mosque situated at Kondapalli, NTR District .

The Board unanimously resolved vide ref.8th read above to accept the findings of the Inquiry Officer / CEO, APSWB in toto and opinioned to extend the suspension period beyond (10) days of Sri Syed Habeebullah Hussain, Mutawalli (under suspension) of Qazi Service Inam Lands to an extent of Ac.392-09 cents and Qazi Saheb Mosque situated at Kondapalli, NTR District considering the following:

1) The reply / response given by the Mutawalli (under suspension) is not supported by any documentary evidence and simply he denied the allegations levelled against him.

2) In respect of the submission the details of property leased out and to be leased out as per Waqf Properties Lease Rules, 2014 the reply submitted by the Mutawalli (under suspension) is not fully covered the details of the lease of the subject lands.

3) The reply given by the Mutawalli (under suspension) not justified in respect of the submission of the Budget, Accounts and payment of Waqf Fund as required under the provisions of the Act.

4) The reply given by the Mutawalli (under suspension) reveals that from the date of assumption of charge as Mutawalli in the year 2009 that there is no proper action to protect the attached lands and to generate the income by conducting open auction following the Waqf Properties Lease Rules, 2014 which are under force.

5) In view of the soliciting of time for submission of detailed explanation, it is difficult to find the truth or otherwise of the allegations by this preliminary enquiry, but the extension of suspension is necessary in the interest of Waqf and in order to protect and generate the income from the attached property.

6) Further, his continuance in the office of the Mutawalli may hamper the enquiry proceedings which require the verification of all the records, documents and accounts etc. in respect of the subject institution and its attached property.

7) In view of the above, the suspension period of the Mutawalli may be continued / extended beyond the period of (10) days till the completion of the regular enquiry to be conducted by an regular enquiry Officer.

Further the Board resolved to appoint Sri T. Sarkar Sab, Executive Officer, as Enquiry Officer to conduct detailed enquiry U/Sec.70 & 71 of the Act duly following the Rules in force.

Also the Board resolved to authorize the Hon'ble Chairperson, APSWB, to appoint an Executive officer U/sec.38 of the Act to manage the day to day affairs of the Institution 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".

Accordingly, the suspension of Sri Syed Habeebullah Hussaini, Mutawalli (under suspension), Qazi Service Inam Lands to an extent of Ac.392-09 cents and Qazi Saheb Mosque situated at Kondapalli, NTR District 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 as well as that the management of the Waqf has contravened the provisions of the Act in relation to the Waqf property and violations the provisions of the Act.

Further, Sri T. Sarkar, E.O. APSWB / Addl. Superintendent of Police (Retd;) is hereby appointed as Enquiry Officer to conduct a detailed Inquiry U/s.70 & 71 of UWMEED 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).

Sri Mohd. Shamshuddin, Asst. Secretary of APSWB (Retd.), is hereby appointed as Executive Officer of the subject institution and its attached properties U/sec.38 of the Act on behalf of Waqf Board to manage the day to day affairs of the subject institution and its attached properties till further orders.

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

To

1.Sri Syed Habeebullah Hussaini,

Mutawalli (Under Suspension), Qazi Service Kondapalli, Inam Lands and Qazi Saheb Mosque situated at Kondapalli, NTR District.
(through I.A.Waqfs, NTR District).

2.Sri. Mohd. Shamshuddin, Asst. Secretary of APSWB (Retd.,)

Executive Officer of Qazi Service Kondapalli, Inam Lands and Qazi Saheb Mosque situated at Kondapalli, NTR District