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THE ANDHRA PRADESH GAZETTE
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G.535

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/ANMY/M/2003.

Date:05-12-2025.

ANNAMAYYA DISTRICT (ERSTWHILE CHITTOOR DISTRICT) - SHAMSHEER KHAN SHAHEED ROZA SITUATED AT GURRAMKONDA (V & M) - (I) Sri SRM GHOUSE BASHA KHAN S/o. Late SRM MAHABOOB BASHA KHAN (II) Sri P.KALESHA MASTHAN S/o.Late P.DASTHAGIRI KHAN ARE APPOINTED AS MUTAWALLIES 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.Representations of Sri S.R.M. Ghouse Basha Khan, R/o. D.No.5/7-325, Khazi Bada street, Gurramkonda, Annamayya District, dated: Nil received on 19-09-2023.

2.Orders of the Hon'ble High Court of AP in WP No.19221 of 2024, dated:04-09-2024.

3.This Office Intimation of even No, Dated:08-10-2024.

4.Board Resolution No. 19/2024, Dated:03-01-2025.

5.This Office Intimation of even No., Dated:09-01-2025.

6.Reprentaion of Sri P.Kalesha Masthan S/o. P.Dasthagiri Khan, R/o.H.No.11-56-2, Kothapeta Street, Gurramkonda (V &M) Annamayya District , Dated:26-12-2024.

7. Report of the Inspector Auditor Waqfs, Annamayya District vide Lr.No.02 /IAW-ANMY/DSKS/2025, Dated:25-09-2025

8.Board Resolution No.332/2025, Dated:20-11-2025.

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ORDER:

The Waqf institution Shamsheer Khan Shaheed Roza sunni situated at Gurramkonda Village and Mandal Annamayya District (Erstwhile Chittoor District) is a notified Waqf and got published in the A.P. Gazette No.26, Part-II, Dated: 28-06-1962 in Page No.828 to 829 at Sl.No.3023 is having attached properties in TD.No.1223 to an extent of Ac.0.49 cts at Sangasamudram, TD.No.3452 to an extent of Ac.9.72 cts at Gurramkonda Village under the Towliath of 1.Reddy Hussain Khan and 2.Lal Khan.

In the ref.1st read above, Sri SRM Ghouse Basha Khan S/o. late SRM Mahaboob Basha Khan R/o, Gurramkonda, has submitted representations that his grandfather A.S.R. Mohammed Hussain Khan was the notified Mutawalli of the subject institution and requested to recognize him as Mutawalli U/sec.42 of Waqf Act, 1995 to the subject institution along with its attached properties.

In the ref. 2nd read above, Sri SRM Ghouse Basha Khan have filed Writ Petition No.19221 of 2024 before the Hon'ble High Court of AP against AP State Waqf Board, Vijayawada and (4) others and the Hon'ble High Court has pleased to pass orders as follows:

“ the present Writ Petition can be disposed of directing the Chief Executive Officer (CEO) of the 2nd respondent Board to place the representation of the petitioner dated 13.06.2024 before the 2nd respondent Board whenever it starts function for appropriate action and to issue speaking order by considering the representation of the petitioner ”.

Pursuant to the above orders of the Hon'ble High Court AP in WP.No.19221 of 2024, Dated:04-09-2024 this office has issued intimation to petitioner Sri SRM. Ghouse Basha Khan that in his claim dated:13-06-2024 shall be placed before the Board for necessary discussion and decision, whenever the Board starts functions vide ref.3rd read above.

After formation of the Board , the entire matter has been placed before the Board in its meeting held on 03-01-2025 and the Board resolved vide ref.4th read above, that “ in pursuant to the directions of the Hon'ble High Court in WP.No.19221/2024 to consider the representation dated: 13.06.2024, certain records have to be called from the applicant. As such for want of more material information like the orders passed by the lower Court and to enable an opportunity of personal hearing before the Chairperson, accordingly the matter is deferred to the sub sequent meeting”.

In pursuant to the above, an intimation was issued to the petitioner in the above WP vide ref.5th read above to attend before the Hon'ble Chair person along with as required records, but the petitioner/ applicant has not attended.

Meanwhile another application was received from Sri P.Kalesha Masthan S/o. late P.Dasthagiri Khan stating that his father and his fore fathers were managed the institution after their death he has been managing the affairs of institution and protecting its attached properties continuously and requested to appoint him as Mutawalli to the subject institution.

In the ref.7th cited, the Inspector Auditor Waqfs, Annamayya District has reported that he was conducted spot inspection of the subject institution that the applicant Sri SRM Ghouse Basha Khan is grandson of 1st notified Mutawalli and Sri.P.Kalesha Masthan S/o. Late Sri P.Dasthagiri Khan is grandson of 2nd notified Mutawalli, further the Muslim elders and devotees of the Gurramkonda Mandal, are decided and proposed to appoint Sri SRM Ghouse Basha Khan and Sri P.Kalesha Mastan as the Mutawallis for the subject institution, and the inspector Auditor Waqfs has also recommended to appoint them as Muthawallies U/se 63 of the Act.

The entire matter was placed before the Board in its meeting held on 20-11-2025 and after careful examined the matter and the Board “ unanimously resolved to appoint Sri SRM Ghouse Basha Khan who is grandson of 1st notified Mutawalli and Sri P.Kalesha Masthan who is grandson of 2nd notified Mutawalli U/Sec.63 of UWMEED Act, 1995 as amended by Waqf (Amendment) Act, 2025 for a period of (2) Two years to manage the day to day affairs of the institution and its attached properties vide resolution No.332/2025, Dated:20-11-2025 in the ref.8th read above.

Accordingly, (i) Sri SRM Ghouse Basha Khan S/o. late SRM Mahaboob Basha Khan and (ii) Sri P.Kalesha Masthan S/o.late P.Dasthagiri Khan are hereby appointed as temporary Mutawallies U/sec.63 of the UWMEED Act,1995 as amended by the Waqf (Amendment) Act,2025 for the Waqf institution Shamsheer Khan Shaheed Roza situated at Gurramkonda (V & M), Annamayya District for a period of two (2) years to manage the day to day affairs of the subject institution and its attached Waqf properties from the date of issue of this orders by following the UWMEED 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 he should submit the Accounts U/sec.46 of the UWMEED Act,1995 as amended by the Waqf (Amendment)Act, 2025 and Budget U/sec.44 of the UWMEED Act,1995 as amended by

the Waqf (Amendment) Act, 2025 and pay the Waqf fund to the Board every year duly following the provisions laid down U/sec.72 & 77 of the UWMEED Act,1995 as amended by the Waqf (Amendment) Act, 2025 properly, failing which action will be taken against him U/Sec.61 and 64 of the UWMEED, Act 1995 as amended by the Waqf (Amendment) Act, 2025 as 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) They 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. The Mutawalli shall take steps to evict illegal encroachers from the Waqf lands.
- 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 hereditary-ship, 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 / with hold 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 SRM Ghouse Basha Khan
S/o late SRM Mahaboob Basha Khan
- 2.Sri P.Kalesha Masthan
S/o.late P.Dasthagiri Khan
Mutawallies of Shamsheer Khan Shaheed Roza,
Gurramkonda (V & M), Annamayya District.