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THE ANDHRA PRADESH GAZETTE
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G.582

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.07/ATP/M/2018/Z-IV.

Date:19-09-2022.

ANANTAPURAMU DISTRICT – SINGANAMALA MANDAL AND VILLAGE- DARGAH
HZT. SYED MASOOD GHAZI SAHEB - Sri. M.A. RAWOOF, S/o. Late M. MASOOD
SAB RECOGNIZED AS MUTAWALLI U/Sec.42 OF THE WAQF ACT, 1995 IN
PLACE OF LATE MULLA DASTAGIR SAHEB (NOTIFIED MUTAWALLI).

- Read : 1.This office proceedings of even No., dated:15-11-2018.
2.Representation M.A. Rawoof, S/o Late M. Masood Sab, R/o.
D.No.12-1-35, Sai Nagar, 6th Cross, Anantapuramu,dated.10-11-2020.
3.This office memo dated:20-11-2020 to I.A Waqfs, Anantapuramu Dist.
4.Report of Inspector Auditor, Waqfs, Anantapuramu District, vide Lr. No.
87/ATP/2019, dated:25-03-2021.
5.This office paper notification dated:05-07-2021.
6. Report of Inspector Auditor, Waqfs, Anantapuramu District, vide Lr. No.
18/IAW-ATP/2021, dated:05-08-2021.
7. Board's Resolution No.377 of 2022, dated:25-08-2022.
8.Orders of the Hon'ble Chairperson, APSWB, dated.19-09-2022.

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ORDER:

The Waqf institution namely Dargah Syed Masood Ghazi Saheb and its attached landed property in Sy. No 215/4 to an extent of Ac.1.12 cents, Sy.No 180/5 to an extent of Ac. 0.65 cents and Sy.No. 215/3 to an extent of Ac. 0.94 cents making a total to an extent of Ac. 2.71 cents situated at Singanamala (V &M), are notified Waqf and got published in AP Gazette No.26, dated:28-06-1962 at Serial No.1151 in page Nos.768 &769 under the Mutawalli ship of 1) Sri. Mulla Dastagir Sahib and 2) Sri. Mulla Mahmood Saheb. But as per the Survey Commissioner report dated:03-01-56 the Notified Mutawallies names shown as 1. Sri. Mulla Dastagir Sahib and 2. Sri. Mulla Masood Sahib and the rule of succession to the office of Mutawalli Hereditary by custom.

In the reference 1st read above, the Board has appointed to Sri M.A.Rawoof, S/o. Late M.Masood Saheb, as Mutawalli, U/Sec. 63 of Waqf Act,1995 for a period of two (2) years in respect of the subject Waqf Institution and the said term of the Mutawalli period has been expired on 14-11-2020.

In the ref. 2nd read above, an application has been received from Sri M.A.Rawoof, S/o. Late M.Masood Saheb by this office, has requested to recognize him as Mutawalli in the place of his fore father (i.e. Sri. Mulla Dastagir Sahib notified Mutawalli) to the subject Waqf institutions U/sec. 42 of Waqf Act, 1995. Accordingly this office has called detail report from the Inspector Auditor Waqfs, Anantapuramu vide ref. 3rd read above.

Accordingly, the Inspector Auditor, Waqf, Anantapuram District, has submitted report vide ref. 4th read above, that the applicant Sri. M.A.Rawoof is grandson of late Mulla Dastagiri Saheb who is one of the notified Mutawalli of the institutions has paying Waqf fund regularly to Board and managing the affairs of the institution and submitted genealogy tree of Mulla Dastagiri Saheb with duly notarized and requested to consider the request of applicant to recognize him as Mutawalli to the subject Dargah U/sec. 42 of Waqf Act, 1995

As a further course of action, a notification was issued on 05-07-2021, vide ref.5th read above, for calling claims and objections if any for recognition of Sri M.A.Rawoof, S/o. Late M.Masood Saheb of as Mutawalli to the Syed Masood Ghazi Saheb Dargah U/sec 42 of Waqf Act,1995.

The I.A.Waqf, Anantapuramu District has submitted his report on 16-10-2021 vide ref. 6th read above, along with original paper stating that the afore said notification has been published Andhra Jyothi daily District edition of Anantapuramu on 14-07-2021 by the applicant and there is no claims and objection received against the said notification.

The subject matter was placed before the Board and the Board has passed resolution vide No. 377 of 2022, dated.25-08-2022 in the ref.7th read above to recognize Sri.M.A.Rawoof S/o Late. M.Masood Sab as Mutawalli U/sec.42 of Waqf Act, 1995 in place of late Mulla Dastagir Saheb notified Muthawalli for Dargah Hzt. Syed Masood Ghazi Saheb Singanamala Mandal and Village Anantapuramu District”.

Accordingly, Sri.M.A.Rawoof S/o Late. M.Masood Sab is hereby recognized as Mutawalli in place of late Mulla Dastagir Saheb (notified Mutawalli) to Dargah Hzt. Syed Masood Ghazi Saheb Singanamala Mandal and Village Anantapuramu District and its attached properties U/sec.42 of Waqf Act, 1995 for managing the affairs of the subject Waqf Institution by following Waqf Act, 1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec. 61 and 64 of the Waqf Act, 1995 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
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, “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 be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code”. 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,

Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously.

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,
Chief Executive Officer (FAC).

To
Sri.M.A.Rawoof , S/o Late. M.Masood Sab,
Mutawalli of Dargah Hzt. Syed Masood Ghazi Saheb,
Singanamala Mandal and Village Anantapuramu District

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