

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 31<sup>ST</sup> DAY OF JANUARY 2015

BEFORE

THE HON'BLE MR.JUSTICE S. ABDUL NAZEER

**WRIT PETITION NOs.3402 OF 2015**  
**& 3783 -87 OF 2015 (GM-WAKF)**

**BETWEEN:**

1. Haji Faiyaz Ahmed  
S/o. Late Mohammed Dawood Shariff  
Aged about 52 years  
Auto Consultant  
No.43, B Cooks Road  
2<sup>nd</sup> Street, Thimmaiah Road Cross  
Bangalore – 560 001.
2. Haji A. Fairoz  
S/o. Abdul Wahab  
Aged about 43 years  
No.26/1, B Cooks road  
B.2, Thimmaiah Road Cross  
Bangalore – 560 001.
3. Abdul Samad  
S/o. Abdul Subhan  
Aged about 43 years  
Social Workers  
No.245, Nehrupuram  
Makkah Masjid Road  
Bangalore – 560 001.
4. K. Aslam @ Chulla Pailvan  
S/o. Late K. Abdul Jaleel  
Aged abut 44 years

Social Workers  
No.791/1, 7<sup>th</sup> Cross  
Broadshah Street  
Nehrupuram, Shivajinagar  
Bangalore – 560 001.

5. Chand Pasha  
S/o. Late Muneer Ahmed  
Aged about 36 years  
Cloth Merchant  
No.88/1, Thimmaiah Road Cross  
Nehrupuram  
Bangalore-560 001.

6. Imran Khan  
S/o. Late Chand Pasha  
Aged about 33 years  
Printers  
No.78, Hains Road  
Opp. Tamil Vesley Church  
Shivajinagar  
Bangalore – 560 051.

...Petitioners

(By Sri. Mohammed Shafi S., Adv.,)

**AND:**

1. The Chairman  
The Karnataka State Board of Auquaf  
No.6, Cunningham Road  
Bangalore – 560 052.
2. The Chief Executive Officer  
Karnataka State Board of Wakfs  
No.6, Cunningham Road  
Bangalore – 560 052.

3. The Administrator  
Mecca Masjid And  
Madrasa –E Arabia Faizul Furqan  
Thimmaiah Road Cross  
Nehrupuram  
Bangalore – 560 001.
4. Sri. Mohammed Rahmathulla Haq  
Major, Election Officer  
Karnataka Board of Auqaf  
Mecca Masjid & Madrasa –e-Faizul  
Furqham, Nehrupuram  
Bangalore City – 560 052.  
... Respondents

(By Smt.Anuradha S.R., Adv. for R.1 to R.3)

These writ petitions are filed under Articles 226 & 227 of the Constitution of India, praying to direct the respondents to consider the representation of the petitioners dated 6.1.2015 vide Ann-C and to conduct election of the said Wakf institution by preparing the fresh list of members by issuing new membership card and etc.

These writ petitions coming on for preliminary hearing this day, the Court made the following:

### **ORDER**

In these cases, the petitioners have sought for a mandamus directing the respondents to consider their representation at Annexure-C dated 06.01.2015 and conduct elections to the managing

committee of Mecca Masjid and Madrasa-E-Arabia  
Faizul Furqan, Thimmaiah Road Cross,  
Nehrupuram, Bengaluru.

2. Learned counsel for the petitioners fairly submits that the Election Officer – 4<sup>th</sup> respondent herein has already issued calendar of events dated 29.01.2015, for holding the elections to the aforesaid Wakf institution.

3. In view of the above development, these writ petitions do not survive for consideration. They are accordingly dismissed as having become infructuous. All the contentions relating to the validity of the elections are kept open. No costs.

**Sd/-  
JUDGE**

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