

## A DIARY

**Dated: 24.06.2025**

1.	EP No. 2987/2019 Anappuzhakkal Muslim Jama-ath, Kollam RW1 examined. Exhibit B1 to B3 marked. For argument notes and hearing. Posted to 10.09.2025
2.	OP No. 68/2013 Ochira Thanveerul Islam Sangham, Kollam Issue notice. Posted to 10.09.2025
3.	OP No. 112/2022 Kilikolloor Siyarathumood Muslim Jama-ath, Kollam counter in IA No. 183/2023. Counter filed in IA No. 35/2023. For hearing in IA No. 183/2023. Posted to 10.09.2025
4.	<p>OP No. 56/2023 Kattumurakkal Muslim Jama-ath, Thiruvananthapuram</p> <p>The petitioners have approached the Board by filing the present Original Petition under <b>Section 32 of the Waqf Act, 1995</b>, seeking a direction to the 1st respondent not to obstruct the petitioner and her family from entering the mosque and waqf property for the purpose of offering prayers and engaging in essential religious practices. The petitioners have also sought to revoke the suspension of Family Card No. 883, based on the reply submitted by the petitioner's son-in-law to the show cause notice issued by the Jama-ath committee.</p> <p>It is submitted by the petitioner that on <b>28/09/2022</b>, the 1st respondent issued a <b>suspension order-cum-show cause notice</b> to her son-in-law, Mr. Shamnad, alleging that on <b>27/09/2022</b> he misbehaved with the Imam of the Jama-ath, including use of abusive language and attempted assault. On that basis, the Jama-ath committee had <b>suspended the family card</b> issued in the name of Mr. Shamnad for a period of six months. The petitioner contended that although a reply was sought through the show cause notice, no proper opportunity was granted to defend, and the suspension was effected arbitrarily. It is further alleged that the suspension notice was widely <b>circulated through WhatsApp</b>, leading to <b>public humiliation and harassment</b> of the entire family, including persons who were not connected to the incident.</p> <p>The petitioner has submitted that <b>four members</b> other than Mr. Shamnad were included in the suspended family card and <b>denial of religious benefits and participation in mosque affairs to all</b></p>

**five members** is disproportionate, illegal, and violative of their religious rights. The petitioner stated that the committee has also **refused to accept the monthly subscription**, despite the submission of a **Demand Draft (Document No. 2)**, which remains unencashed.

The respondents filed a counter admitting the incident involving Mr. Shamnad and justified the suspension based on his alleged misbehavior with the **Chief Imam**. The respondents also argued that the **petitioner lacks locus standi**, as the suspension was primarily against the head of the family card, and that the petition was not maintainable since it was allegedly filed **after the suspension period had lapsed**.

However, the Board carefully examined the file and found that the petition was **filed well within the period of suspension**, and thus cannot be dismissed on the ground of limitation. Further, the Board is of the view that the petitioner is **directly affected by the suspension**, being one of the named members of the suspended family card. The contention that the petitioner has no locus standi is therefore not tenable.

It is relevant to note that during the pendency of the matter, the Board had already **stayed the suspension** by order in **I.A. No. 66/2023** and directed restoration of services in **I.A. No. 64/2023**. Yet, the petitioner has now brought to the Board's notice that the **respondents failed to comply with the said orders** by refusing to accept the subscription amount. At the time of hearing, the **respondents' counsel admitted** that the term of the committee has expired and **conceded for fresh election** to be held under the supervision of a Returning Officer appointed by the Board. The respondents also agreed that the subscription would be accepted without objection if the petitioner approaches them again.

In view of the above, the Board **directs the respondent Jama-ath committee to accept the monthly subscription** from the petitioner and her family, and **restore their voting rights** in accordance with the bye-laws. The **Demand Draft (Document No. 2)** submitted earlier by the petitioner, which remains unutilized, shall be returned to the petitioner.

	<p>As both parties have agreed to conduct the election through a neutral process, the Board hereby appoints <b>Adv. Kaniyapuram Haleem as the Returning Officer</b> for conducting the election to the Jama-ath Managing Committee as per the bye-law within a period of 2 months from today after following all procedural formalities. He shall be entitled to an <b>initial batta of ₹ 25,000/-</b>, to be paid by the Jama-ath committee within <b>15 days from the date of receipt of this order</b>. The Returning Officer may fix a <b>nomination fee not exceeding ₹ 2,000/-</b>, and such amount shall be utilized for the election process. The balance expenses for conducting the election and the remaining batta to the Returning Officer shall be met from the <b>Jama-ath funds</b>. The Returning Officer shall conduct the election as per the bye-law and submit a detailed report incorporating all necessary details regarding the conduct and outcome of the election on or before 10/09/2025.</p>
5.	<p>OP No. 100/2023 Chirayinkeezhu Muslim Jama-ath, Thiruvananthapuram Returning officer reported election is over. For payment of additional remuneration. Posted to 10.09.2025</p>
6.	<p>OP No. 218/2024 Valiyaveli Muslim Jama-ath, Thiruvananthapuram For filing chief affidavit. Posted to 10.09.2025</p>
7.	<p>OP No. 90/2024 Kilikolloor Thekkumkara Muslim Jama-ath, Kollam Counter in IA No. 112/2024 filed. For appearance of parties. Posted to 10.09.2025</p>
8.	<p>OP No. 48/2024 Kilikolloor Thekkumkara Muslim Jama-ath Committee, Kollam For hearing. Posted to 10.09.2025</p>
9.	<p>OP No. 168/2024 Thadikkad Muslim Jama-ath, Kollam IA No. 189/2025. No counter. Heard both side. Allowed. Respondent committee is directed to produce general body minutes books of the Jama-ath dated 06.10.2024 before the Board. For audit report. Call on 10.09.2025</p>
10.	<p>OP No. 258/2024 Manikkal Muslim Jama-ath, Thiruvananthapuram IA No. 416/2024. Argument notes submitted by the petitioner. For orders. Posted to 10.09.2025</p>
11.	<p>OP No. 166/2024 Thajul Islam Jama-ath, Kollam For report of the returning officer. Posted to 10.09.2025</p>

12.	OP No. 10/2024 Paravoor Muslim Jama-ath, Kollam Returning officer filed report. For production of the original bye law. For hearing. Posted to 22.07.2025
13.	OP No. 146/2024 Keralapuram Muslim Jama-ath, Kollam IA No. 242/2025, 243/2025, 244/2025, 247/2025. For hearing and argument notes. Posted to 10.09.2025
14.	OP No. 192/2024 Thevalakkara Darussalam Juma Masjid, Kollam IA No. 419/2024 and IA No. 311/2024. So far no counter filed. Heard. For orders. Posted to 10.09.2025
15.	OP No. 242/2024 Kaniyapuram Muslim Jama-ath, Thiruvananthapuram IA No. 123/2025 counter filed. IA No. 431/2024 allowed. IA No. 239/2024 to appoint returning officer. IA No. 121/2025. IA No. 239/2024 with connected OP. Posted to 22.07.2025
16.	OP No. 12/2025 Manjappara Muslim Jama-ath, Kollam . IA No. 5/2025, 6/2025, 7/2025 counter filed. Heard. For orders in IA No. 5/2025. IA No. 240/2025 notice given. For counter. Posted to 10.09.2025
17.	OP No. 56/2025 Kanjippadam Muslim Jama-ath, Alappuzha Counter filed in OP. For counter in IA No. 192/2025. For steps. Posted to 10.09.2025
18.	OP No. 72/2025 Kuruvani Muslim Jama-ath, Thiruvananthapuram Petitioner not present. Counsel represented. Respondent counsel absent. For appearance of parties. Posted to 10.09.2025
19.	OP No. 90/2025 Vattiyoorkav Muslim Jama-ath, Thiruvananthapuram IA No. 89/2025 counter filed. Divisional officer report received. Adv. Mohammed Sha filed vakalath for respondent. For hearing. Posted to 22.07.2025
20.	OP No. 110/2025 Kattumurakkal Muslim Jama-ath, Thiruvananthapuram The present Original Petition is filed under <b>Section 32 of the Waqf Act, 1995</b> , seeking to appoint a Returning Officer for conducting the election to the Managing Committee of the <b>Kattumurakkal Muslim Jama-ath</b> , to conduct an audit of the Jama-ath accounts and for other related reliefs. This petition was heard along with <b>OP No. 56/2023</b> , which also pertains to the affairs of the same Jama-ath. During the joint hearing, the <b>counsel for the respondent Jama-ath committee conceded that the term of the existing committee has expired</b> ,

	<p>and further agreed that the election to the new committee can be conducted under the supervision of a <b>Returning Officer appointed by the Board</b>. On the basis of the conceding, the Board had already issued orders in <b>OP No. 56/2023 appointing a Returning Officer</b>, along with specific conditions and procedures to be followed for the conduct of the election. The said order shall govern the conduct of the election proceedings in this case as well.</p> <p>With regard to the prayer for <b>audit of accounts</b>, it is noted that an order has already been issued by the Board on <b>03/04/2025</b> in <b>I.A. No. 109/2025</b>, arising in the present OP, whereby the <b>Divisional Waqf Officer, Thiruvananthapuram</b> was directed to <b>conduct the audit of accounts of the Jama-ath</b> and complete all procedures in connection with the same. The Divisional Waqf Officer was also directed to <b>submit a detailed report before the Board through the administrative side</b>, if any action for recovery is warranted based on the findings of the audit.</p> <p>As regards the prayer for <b>appointment of an interim Mutawalli</b>, the Board is of the view that such a step is not necessary at this stage, since a Returning Officer has already been appointed for the purpose of conducting the election. However, it is made clear that if the <b>Jama-ath committee fails to co-operate</b> with the Returning Officer or <b>obstructs the election process</b>, the Board shall consider appointing an interim Mutawalli at the appropriate time.</p> <p>The matter is now <b>posted along with OP No. 56/2023 for the report of the Returning Officer</b> to be submitted before the Board on or before <b>10/09/2025</b>. The Returning Officer shall conduct the election as per the bye-laws and submit a detailed report incorporating all necessary details regarding the conduct and outcome of the election.</p>
21.	<p>OP No.122/2025 Chillakkal Muslim Jama-ath, Kollam Adv. Abdul Kareem filed vakkalath for R1 and R2. Notice to R3 served. No representation. Name called. Set exparte. Counter filed in OP by R1and R2 filed. IA No. 134/2025 allowed.For counter in IA No. 135/2025. IA No. 236/2025 notice given. For counter. Posted to 10.09.2025</p>
22.	<p>OP No. 114/2025 Puthuthervu Muslim Jama-ath, Kollam Commission report filed. Adv. S. R. Prasant for all respondents. Counter filed. Posted to 10.06.2025</p>
23.	<p>OP No. 140/2025 Kumarapuram Muslim Jama-ath, Thiruvananthapuram</p>

	Counter in IA No. 161/2025. Counsel appearing for the respondent, no action will be taken against petitioner based on letter issued by the respondent committee. Posted to 10.09.2025
24.	<p>OP No. 106/2025 Chinnakkada Muslim Jama-ath, Kollam</p> <p>The main Original Petition has been filed by the petitioner seeking appointment of an administrator for the Jama-ath and to conduct a free and fair election to the Managing Committee of the Kollam Chinnakkada Muslim Jama-ath, along with other ancillary reliefs. Upon preliminary consideration, the Board had directed issuance of notice to the respondents on 03/04/2025, and the matter was accordingly posted to 03/06/2025. On that date, the respondents entered appearance; however, they did not disclose to the Board that they had already appointed Adv. Mohammed Shafi as Returning Officer for conducting the election to the committee.</p> <p>The matter was further posted to 24/06/2025 for counter, on which date the petitioner filed two interlocutory applications: I.A. No. 244/2025 seeking to stay the election process, and I.A. No. 245/2025 seeking to stay the operation of certain suspension notices (Exhibits P2 and P3). The grievance raised in I.A. No. 244/2025 is that the appointment of the Returning Officer was done unilaterally by the respondent committee despite being fully aware that this matter was pending before the Board, and that such action amounts to undermining the authority of the Board while the dispute is sub judice.</p> <p>During the hearing of I.A. No. 244/2025, the respondents fairly admitted that the appointment of Adv. Mohammed Shafi was made while the case was pending, and after receiving the notice issued by the Board. Further, during the hearing, the learned counsel for the petitioner clarified that they have no objection to Adv. Mohammed Shafi continuing as Returning Officer, provided that the election is conducted under the supervision of the Board, and that the Returning Officer starts the process afresh after receiving a formal appointment by the Board. The counsel for the respondents also consented to this arrangement.</p> <p>Upon considering the submissions of both sides and the admitted facts, the Board finds that the appointment of the Returning Officer by the respondent committee without informing the Board, particularly when the case was pending and notice had been served, is procedurally irregular and contrary to the principles of fairness in election matters. Moreover, the failure of the respondents to disclose</p>

	<p>this fact during the last hearing on 03/06/2025 further reinforces the need for the Board's supervision in the conduct of the election.</p> <p>Accordingly, the Board, exercising its supervisory powers, hereby appoints Adv. Mohammed Shafi as the Returning Officer for conducting the election to the Managing Committee of Kollam Chinnakkada Muslim Jama-ath, in accordance with the bye-law of the Jama-ath and under the supervision of the Board. The Returning Officer shall commence the election process afresh upon receipt of this order, and shall not act upon or continue any procedures previously initiated under his earlier appointment by the respondent committee.</p> <p>The Returning Officer, if he requires any clarification or assistance in the conduct of the election, may approach the Chief Executive Officer of the Waqf Board. He shall be entitled to fix the nomination fee, not exceeding ₹ 2,000/-, as per standard practice. An initial batta of ₹ 25,000/- shall be paid to the Returning Officer by the Jama-ath Committee from the Jama-ath funds. In the event any amount has already been paid to him under the earlier arrangement, the same shall be deducted from the final batta payable.</p> <p>The expenses for the conduct of the election shall be fully borne by the Jama-ath, and the Board shall monitor the process to ensure transparency and compliance with due procedure.</p> <p><b>I.A. No. 245/2025</b>, filed by the petitioner seeking to stay the operation of Exhibits P2 and P3 suspension notices, is posted for final hearing on 01/07/2025 at the Waqf Board Office, Kozhikode. The parties are directed to appear and present their arguments without fail on the said date. The matter shall be considered on merits and orders will be passed accordingly.</p>
25.	OP No. 116/2025 Paravoor Chillakkal Muslim Jama-ath, Kollam Counter filed in OP with connected OP. For counter in IA No. 119/2025. For appearance of parties. Posted to 10.09.2025
26.	IA No. 116/2025 in OP No. 130/2022 Kumarapuram Muslim Jama-ath, Thiruvananthapuram For counter of R4 and hearing. Posted to 10.09.2025
27.	OP No. 92/2021 Edava Muslim Jama-ath, Thiruvananthapuram For report of the Divisional Waqf Officer. Posted to 22.07.2025
28.	OP No. 144/2024 Vakkam Kizhakke Muslim Jama-ath, Thiruvananthapuram

	Report of Returning officer received. Election is over. For orders. Posted to 10.09.2025
29.	<p>OP No. 60/2025 Chilakkoor Muslim Jama-ath, Thiruvananthapuram</p> <p>The petitioner had filed the present application seeking a direction to the 1<sup>st</sup> respondent Jama-ath to conduct the election to the Managing Committee within a time frame to be fixed by the Board. The matter was earlier considered by the Board on <b>03/04/2025</b>, at which time <b>respondents 1 to 3 appeared in person</b> and agreed that the election would be conducted. Both the petitioner and the respondents mutually conceded that the election can be conducted by <b>selection from the General Body</b>, and further agreed that such selection should take place in the <b>presence of an observer deputed by the Waqf Board</b>.</p> <p>On the basis of the said consensus, the Board, by order dated <b>03/04/2025</b>, directed the <b>Divisional Waqf Officer, Thiruvananthapuram</b> to depute an officer from the Board to attend the General Body meeting as an observer. The order further stipulated that the <b>respondent committee shall issue the necessary notice for convening the General Body meeting</b> and shall also inform the Divisional Waqf Officer in advance of the date so that appropriate arrangements could be made for deputing the observer.</p> <p>However, despite the passage of considerable time, it is noted with concern that <b>no date of General Body meeting has been informed</b> to the Divisional Waqf Officer, and consequently, <b>no observer has been deputed</b>. From the records and absence of compliance, the Board is <b>convinced that no General Body meeting has been convened</b> as required, and the election to the managing committee remains pending solely due to the inaction of the respondent committee.</p> <p>In view of the above, and in order to uphold transparency and ensure democratic functioning of the Jama-ath, the Board hereby <b>directs the respondent committee to convene the General Body meeting for the purpose of electing a new Managing Committee within a period of 30 days</b> from the date of receipt of this order. The committee shall follow all <b>procedural formalities</b>, including proper notice to all eligible members.</p> <p>The <b>date of the General Body meeting shall be communicated to the Divisional Waqf Officer, Thiruvananthapuram at least seven days in advance</b>, who shall depute an officer from the Board to attend the meeting as <b>observer</b>. The said observer shall <b>submit a</b></p>



	<p><b>detailed report</b> to the Board on the conduct of the meeting and the election, incorporating all relevant aspects such as notice compliance, attendance, mode of selection, and any objections raised.</p> <p>The <b>petitioner shall pay an amount of ₹ 2,000/- (Rupees Two Thousand only) as batta to the observer</b>, which shall be paid in advance before the date of the meeting. Failure to comply with this direction shall be viewed seriously and may invite further action under the provisions of the <b>UMEED Act, 2025</b> and relevant rules. Posted to 10.09.2025</p>
30.	<p>EP No. (A9) 1529/2025/TVM Kattumurakkal Muslim Jama-ath, Thiruvananthapuram</p> <p>Petitioner endorsed that petitioner is not pressed. Hence EP Closed.</p>
31.	<p>OP No. 142/2025 Punaloor N. M. A. Hanafy Jama-ath, Kollam</p> <p>Observer report received. Produce general body minutes. For appearance of parties. Posted to 10.09.2025</p>
32.	<p>OP No. 108/2023 Vakkam Padinjare Muslim Jama-ath, Thiruvananthapuram</p> <p>For counter in IA No. 182/2025 and hearing. Posted to 22.07.2025</p>
33.	<p>OP No. 176/2025 Kesavadasapuram Muslim Jama-ath, Thiruvannanthapuram</p> <p>IA No. 231/2025</p> <p>Adv. Afrad is appointed as advocate commissioner for local inspection. Batta of Rs. 5000/- shall be paid by the petitioner. For commission report. Posted to 22.07.2025</p> <p>Adv Shanavas filed vakkalath for R1 to R4. R5, R6, R7 appeared in person and propose vakkalath by Adv. Sadique. For counter in IA No. 230/2025, 231/2025, 232/2025. Posted to 22.07.2025</p>
34.	<p>OP No. 178/2025 Mylapore Muslim Jama-ath Committee, Ernakulam</p> <p>Issue notice to the respondents. Posted to 22.07.2025</p>
35.	<p>OP No. 180/2025 Keralapuram Muslim Jama-ath, Kollam</p> <p>Issue notice to the respondents. Posted to 10.09.2025</p>
36.	<p>IA No. 233/2025 and IA No. 234/2025 in OP No. 166/2025 Kottukad Muslim Jama-ath, Kollam</p> <p>Issue notice to the respondents. Posted to 22.07.2025</p>