

BEFORE THE KERALA STATE WAQF BOARD

Dated this the 03rd day of July, 2024



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|-----------------------------|---|----------|
| 1. Adv. M. K. Sakkeer | : | Chairman |
| 2. P. Ubaidulla M. L. A | : | Member |
| 3. Adv. Sharafudheen M | : | " |
| 4. Janab. M.C. Mayin Haji | : | " |
| 5. Adv. P. V. Zainudheen | : | " |
| 6. Smt. Rasiya Ibrahim | : | " |
| 7. Prof. K. M. Abdul Raheem | : | " |

In the matter of Kareppadam Muslim Jama-ath, Kottayam

O.P. No. 20/2014

Petitioners:

1. K. M. Shameer, Kannamtharayil,
Kareppadam P.O, Thalayolapprambu Via,
Kottayam, Pin: 686 605.
2. Muhammed Marsook, Nedumchirayil, Kareppadam P.O,
Thalayolapparambu Via, Kottayam, Pin; 686 605.
3. Yousuf K. P. Kalappurayil, Kareppadam P. O,
Thalayolapprambu Via, Kottayam, Pin: 686 605.
4. Muhammed Shine C.S. Manalippambil,
Kareppadam P.O, Thalayolapparambu Via,
Kottayam, Pin: 686 605.
5. P. M. Hassan, Puthukkattil, Kareppadam P.O,
Thalayolapparambu Via,
Kottayam, Pin: 686 605.

Rep by Adv. P. A. Abdul Jabbar

Respondent:

1. Kareeppadam Muslim Jama-ath, Kareeppadam P.O,
Thalayolapparambu, Kottayam, Pin: 686 605.
2. President, Kareeppadam Muslim Jama-ath,
Kareeppadam P.O, Thalayolappambu Via,
Kottayam, Pin: 686 605.
3. Secretary, Kareeppadam Muslim Jama-ath,
Kareeppadam P.O, Thalayolapparambu Via,
Kottayam, Pin: 686 605.

Rep by Adv. T. A. Rafeek

The above Original Petition came up before the Board on this the 03rd day of July, 2024 and on the same day the Board passed the following:-

ORDER

The OP is filed under Sections 32 & 69 of the Waqf Act, for framing a scheme for the administration of the Karippadam Muslim Jama-ath. The respondent appeared and submitted that the committee decided to create a bye law incorporating the common consensus of the genera body.

After hearing both parties Board passed an order dated 11-12-2018 upholding the decision of the General body of the Jama-ath found that t there is no need to frame a scheme as prayed by the petitioners.

Aggrieved by the order of the Board the petitioners approached the Hon'ble Waqf Tribunal and the Tribunal allowed the appeal and setting aside the order passed by the Board and further directed the Board to frame a scheme for the administration of the Jama-ath in accordance with the Waqf Act and Rules, Waqf deed and the precedent in the administration of the Jama-ath. The Tribunal further held that both parties should be given chance to suggest draft scheme. Both parties submitted their draft scheme. The draft scheme submitted by the petitioner as well as respondents were considered by the Board along with their respective objections and had framed a scheme for administration of the waqf considering the provisions of the Act, Rule and precedents in the

administration of the jama-ath which is evident from the files of the Board and had finalized the scheme for the administration of the jama-ath. The said scheme as finalized under section 69 of the Waqf Act by the Board after hearing all the parties shall form part of this order and same shall be published under section 69(3) of the Waqf Act, 1995 by the Divisional Waqf Officer, Kottayam within a period of 15 days from the date of receipt of this order and after the said date the finalized a scheme shall be implemented in the waqf.

(By order)

S/d

CHIEF EXECUTIVE OFFICER

1. Adv. P. A. Abdul Jabbar,
4th floor, Empire Building,
Near High court of Kerala,
Kochi-17.

} Counsel for the Petitioners

2. Adv. T. A. Rafeek,
M/s Kuriakose and Surendra Mohan
Associates,
Prabath Buildings,
T. D. Road, Ernakulam, Pin: 682 011.

} Counsel for the Respondents

3. A9 Section, Head office, Ernakulam.

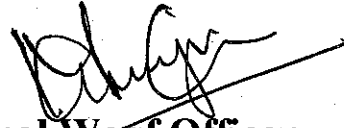
4. The Divisional Waqf Officer,
Kerala State Waqf Board,
Divisional Office,
Kottayam

5. Notice Board,
Karippadam Muslim Jama-ath,
Karippadam P.O,
Thalayolapparambu, Kottayam,
Pin: 686 665.

6. Notice Board,
Kerala State Waqf Board,
Head Office,
Ernakulam.

7. Stock file.

Forwarded by



Divisional Waqf Officer