

ITEM NO.16

COURT NO.8

SECTION XI-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 17205/2019

[Arising out of impugned final judgment and order dated 18-02-2019 in CRP No. 698/2018 passed by the High Court of Kerala at Ernakulam]

MANOJ KUMAR

Petitioner(s)

VERSUS

THE CHIEF EXECUTIVE OFFICER KERALA
STATE WAKF BOARD & ANR.

Respondent(s)

Date : 19-02-2025 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE PANKAJ MITHAL

For Petitioner(s) Mr. Renjith B. Marar, Adv.
Ms. Lakshmi N. Kaimal, AOR

For Respondent(s) Mr. P.V. Dinesh, Sr. Adv.
Mr. Subhash Chandran K.R, AOR
Ms. Krishna L R, Adv.
Ms. Anna Oommen, Adv.

UPON hearing the counsel the Court made the following
O R D E R

We have heard the learned counsel for the parties.

On facts, we find that an order of eviction had been passed by the Waqf Board as against the petitioner, on a complaint filed before it by respondent No.2, which has already attained finality.

On the basis of the aforementioned order, the respondent No.1 filed an application under Section 54(3) of the Waqf Act, 1995, before the Wakf Tribunal, for removal of the encroachments, which was allowed. the revision preferred against the aforesaid

order by the petitioner before the High Court, was dismissed.

In such view of the matter, we are not inclined to interfere with the impugned order. However, in view of the stand taken by the Waqf Board itself, we make it clear that in the event of any highest bidder being identified, the Wakf Board shall extend the said offer to the petitioner, as well in which case the said offer can be accepted by the petitioner. Liberty is also given to the petitioner to participate in the auction.

The Special Leave Petition is, accordingly, disposed of with the aforementioned liberties.

Pending application(s), if any, shall stand disposed of.

(SWETA BALODI)
ASTT. REGISTRAR-cum-PS

(POONAM VAID)
ASSISTANT REGISTRAR