

AGENDA POINTS OF THE MEETING OF THE
MAHARASHTRA STATE BOARD OF WAKFS,
TO BE HELD ON 31ST MAY 2005
AT ROOM NO. 309, MAJESTIC, M. L. A. HOSTEL, COLABA,
MUMBAI.

DR. M. A. AZIZ, M.L.C. AND CHAIRMAN, MAHARASHTRA
STATE BOARD OF WAKFS WILL BE IN CHAIR.

The Agenda will be as under:-

Miscellaneous Section:-

1. To grant leave of absence if any.
2. Confirmation of minutes of meeting held on 28th April 2005.
3. Super session of Managing Committee, Jama Masjid, Graveyard, Dhorkin, Taluka Paithan, District Aurangabad.
4. Renewal of Managing Committee, Kali Masjid, Chowk, Aurangabad for One year.
5. Formation of New Committee Madina Masjid, Topkhana, Hingoli.
6. Formation of managing committee Masjid village of Ambehole Taluka and District Osmanabad.
7. Renewal of Managing Committee, Masjid Railway Station, Aurangabad for One year.
8. Formation of New Managing Committee, Masjid Yamuna and Graveyard Taluka Khandhar District Nanded.
9. Post facto sanction regarding renaming of Masjid Bashir Basheer read as Masjid Bilal Nagsen Colony, Aurangabad and formation of its managing committee.
10. Financial aid to Smt. Zohra bee wife of Allauddin R/O Osmanabad for Rs. 10,000.00 recommended by District Wakf Officer, Osmanabad.
11. Application of Mr. Naseer, Peon of District Wakf Officer, Beed for loan of Rs. 40,000.00

Establishment Section:-

12. Appointment of Mr. S. N. Hakeem as a Deputy Chief Executive Officer, Maharashtra State Board of Wakfs.
13. Increased of 3% D. A. from April 2005 for Employees of Maharashtra State Board of Wakfs.

Store Section:-

14. Purchase of Xerox Machine for office of the Chief Executive Officer, Maharashtra State Board of Wakfs.
15. Purchase of Jai Namaz for Masjid Panchakki, Aurangabad.

Accounts Section:-

16.Fixed Deposits to be made of Surplus balance amount in Current Accounts of Maharashtra State Board of Wakfs.

17.1% contribution of Central Wakf Council since 1996.

Audit Section:-

18.Sanction of Highest offer of Tender Ticket Panchakki, Aurangabad.

Siyanat Section:-

19.Application of Mr. Pannalal Balchand Papdiwal Regarding makes a tenant of Survey No. 173 of Dargah Moizuddin, Paithan, District Aurangabad.

20.Application of Raghunath Totla and brothers for long lease of S. No. 101, 102, 103 belonging to Dargah Syed Ahmed Shersawar, Jalna.

21.Application of Shaikh Jaleel Ahmed Shaikh Nisar R/O Bundelpura, Beed, regarding lease of Survey No. 22 Tarf Pingle Beed:-

22.Application of Mr. Shaikh Mubarak Shaikh Kalu R/O Udangaon, Taluka Sillod, District Aurangabad.

23.Application of Dr. Om Agarwal Tenant of Bahaduryarjung building Quaderabad, Jalna for construction of building.

24.Application of Mr. Nihilchand Laxmichand Barlota R/O Sadar Bazar, Jalna for transfer of Malgi, majestic Talkies Jalna.


25.Application of Mr. Abdul Majeed Abdul Aziz & Mr. Habib Ehtesham Qureshi Tenant of Panchakki.

26.Application of Mr. Syed Shah Sajid Hussaini Dargah Maqdoom Alauddin Chishti Burhanpur Tq. Akkalkot, District Sholapur.

27.Writ Petition No. 106/05 Saeed Ahmed Chishti V/s the Charity Commissioner & Others of Rahuri, District Ahmednagar.

Points with permission of Chair:-

etc


Chief Executive Officer
Ex-Officio Secretary
Maharashtra State Board of Wakfs
Aurangabad

MINUTES OF THE BOARD MEETING
HELD ON WEDNESDAY 31st MAY 2005 AT MAJESTIC M.L.A.
HOSTEL MUMBAI.

The meeting was conducted on 31-5-2005 under the chairmanship of Dr. M. A. Aziz, following members were present:-

1. Mr. Chand Pasha Inamdar
2. Mr. Hafiz Bhai Dhature
3. Mr. Haroon Adam Solkar
4. Mr. H.B. Patel

The meeting started at 11.00 O'clock.

1. To grant Leave of absence if any.

Irani Maulana sanctioned.

2. Confirmation of minutes of meeting held on 28-4-2005.

Minutes of the Meeting held on 28-4-2005 with minor modifications all points were confirmed. Except point No. 8. The Board decided to appoint Enquiry Officer to enquire into the entire affairs of the Trust. Mr. Hafez Syed Aqueeluddin is appointed as Enquiry Officer under section 70 of the Wakf Act 1995. He will take help of Advocate, Honourable Chairman will suggest name to him. Honourable Hafiz Hussain Dhature Member gave some papers those papers will also be enquired.

Point No. 19. In the case of this Dargah Hazrat Shamna Miran old scheme to be studied by Chief Executive Officer and legal opinion should be obtained and matter to be submitted before the Board.

Point No. 32 is modified as Valuation will be worked by the Chief Executive Officer and other legal details and Honourable Chairman, Chand Pasha Inamdar, Haroon Adam Solkar will visit spot and submit report to the Board.

3. Super session of Managing Committee, Jama Masjid, Graveyard, Dhorkin, Taluka Paithan, District Aurangabad.

It is unanimously resolved that to supersede Managing Committee of Dhorkin and Chief Executive Officer is authorized to take the Institution under direct management under Section 65 of The Wakf Act 1995.

4. Renewal of Managing Committee, Kali Masjid, Chowk, Aurangabad for One year.

It is unanimously resolved that the Managing Committee of Kali Masjid City Chowk Aurangabad to given extension for one year under section 18, read with section 63 of the Wakf Act 1995. They should submit Scheme under section 69 of the Wakf Act 1995.

5. Formation of New Committee Madina Masjid, Topkhana, Hingoli.

It is decided Honourable Chairman will take decision to form new Managing Committee while visiting Paltan Masjid case of Hingoli.

6. Formation of managing committee Masjid village of Ambehole Taluka and District Osmanabad.

It is unanimously resolved that to appoint Committee under section 18, read with section 63 of the Wakf Act 1995.

7. Renewal of Managing Committee, Masjid Railway Station, Aurangabad for One year.

It is decided that extension of 3 months may be given by the Chief Executive Officer to the concerned Committee.

8. Formation of New Managing Committee, Masjid Yamuna and Graveyard Taluka Khandhar District Nanded.

It is decided that the Honourable Chairman will decide the case.

9. Post facto sanction regarding renaming of Masjid Bashar Basheer read as Masjid Bilal Nagsen Colony, Aurangabad and formation of its managing committee.

It is unanimously resolved that Managing Committee of following persons is appointed for one year under section 18, read with section 63 of the Wakf Act 1995:-

1. Quazi Shakil Ahmed	President
2. Mohammed Mansoor Ali	Vice President
3. Mohammed Yahya Nahdi	Secretary
4. Sattar Khan Yaqub Khan	Cashier
5. Najeeb Ahmed	Member
6. Mohammed Abdul Gaffar Khan	Member
7. Mohammed Zahiruddin	Member
8. Shaikh Farooque Sk. Ahmed	Member
9. Mohammed Tausique	Member
10. Asif Khan	Member
11. Shaikh Hafiz Shaikh Imam	Member

10. Financial aid to Smt. Zohra bee wife of Allauddin R/O Osmanabad for Rs. 10,000.00 recommended by District Wakf Officer, Osmanabad.

It is decided that Board is not in a position to entertain such claims, because such cases will come for financial assistance to the Board. Temporary relief is granted to her Board Members personally contributed and given her Rs. 2500/-.

11. Application of Mr. Naseer, Peon of District Wakf Officer, Beed for loan of Rs. 40,000.00

It is decided that Rs. 15,000/- is sanctioned with interest to Mr. Naseer Ahmed Peon District Wakf Office Beed. The installment should be such that it should be recovered before one year ^{before} from retirement. The District Wakf Officer should verify whether he has really built house and after verification he should release the amount.

Establishment Section:-

12. Appointment of Mr. S. N. Hakeem as a Deputy Chief Executive Officer, Maharashtra State Board of Wakfs.

It is decided that appointment of Mr. S.N. Hakeem as Dy. Chief Executive Officer is ratified for 12 months for consideration of Rs. 10,000/- with Railway 1st Class to & fro charges from Residence to Office is allowed. Chief Executive Officer should report the matter to the Government under section 24 of the Wakf Act 1995.

13. Increased of 3% D. A. from April 2005 for Employees of Maharashtra State Board of Wakfs.

It is unanimously resolved that 3% D.A. with effect from April 2005 to be given to all Employees of Maharashtra State Board of Wakfs.

Store Section:-

14. Purchase of Xerox Machine for office of the Chief Executive Officer, Maharashtra State Board of Wakfs.

It is decided that Honourable Chairman's Office will purchase 2 Xerox Machines, one for his Office and one for Aurangabad Office after following due process.

15. Purchase of Jai Namaz for Masjid Panchakki, Aurangabad.

It is decided that Honourable Chairman will make necessary arrangements of Janamaz.

Accounts Section:-

16. Fixed Deposits to be made of Surplus balance amount in Current Accounts of Maharashtra State Board of Wakfs.

It is decided that Wakf money should be kept in Fix Deposit to be made surplus amount in Nationalise Bank including State Bank of Hyderabad.

17. 1% contribution of Central Wakf Council since 1996.

Remind
Chairman

Remind

It is decided that Chief Executive Officer should pay Rs. 50,000/- as 1% contribution to the Central Wakf Council initially and Rs. 25,000/- to Central Wakf Council in addition to this as installment of Azam Gunj Complex Latur and Chief Executive Officer is directed to submit details of Loan of Azam Gunj Complex to Honourable Chairman. ✓

Audit Section:-

18.Sanction of Highest offer of Tender Ticket Panchakki, Aurangabad.

It is unanimously resolved to accept highest bidder Mr. Nasir Khan R/o Roshan Gate Aurangabad, Tender of Panchakki, Aurangabad. ✓

Siyanat Section:-

19.Application of Mr. Pannalal Balchand Papdiwal, Regarding makes a tenant of Survey No. 173 of Dargah Moizuddin, Paithan, District Aurangabad.

It is decided that Honourable Chairman and Honourable Chand Pasha Inamdar Member will decide the matter.

20.Application of Raghunath Totla and brothers for long lease of S. No. 101, 102, 103 belonging to Dargah Syed Ahmed Shersawar, Jalna.

It is decided that Honourable Chairman and Honourable Chand Pasha Inamdar Member will decide the matter.

21.Application of Shaikh Jaleel Ahmed Shaikh Nisar R/O Bundelpura, Beed, regarding lease of Survey No. 22 Tarf Pingle Beed:-

It is decided that Honourable Chairman and Honourable Chand Pasha Inamdar Member will decide the matter.

22.Application of Mr. Shaikh Mubarak Shaikh Kalu R/O Udangaon, Taluka Sillod, District Aurangabad.

It is decided that Honourable Chairman and Honourable Chand Pasha Inamdar Member will decide the matter.

23.Application of Dr. Om Agarwal Tenant of Bahaduryarjung building Quaderabad, Jalna for construction of building.

It is decided that Honourable Chairman and Honourable Chand Pasha Inamdar Member will decide the matter.

24.Application of Mr. Nihilchand Laxmichand Barlotia R/O Sadar Bazar, Jalna for transfer of Malgi, majestic Talkies Jalna.

It is decided that Honourable Chairman and Honourable Chand Pasha Inamdar Member will decide the matter. ✓

25. Application of Mr. Abdul Majeed Abdul Aziz & Mr. Habib Ehtesham Qureshi Tenant of Panchakki. ✓

It is decided that Honourable Chairman and Honourable Chand Pasha Inamdar Member will decide the matter.

✓ 26. Application of Mr. Syed Shah Sajid Hussaini Dargah Maqdoom Alauddin Chishti Burhanpur Tq. Akkalkot, District Sholapur.

It is decided that Wakf Board will be a party to the Writ Petition by appointing an Advocate. Honourable Chairman will appoint a suitable Advocate. ✓

27. Writ Petition No. 106/05 Saeed Ahmed Chishti V/s the Charity Commissioner & Others of Rahuri, District Ahmednagar.

All Trustees of Syed Ahmed Chishti and purchaser of land were present before the Board. It is decided that first trustees should pass a resolution that they will withdraw the Writ Petition from Honourable High Court. Detail valuation report of above land should be submitted by the Chief Executive Officer to the Honourable Chairman and all Members should decide to grant permission under section 51 of the Wakf Act 1995 will take on in due course of time. - sent

Points with permission of Chair:-

Accounts Section:-

✓ 28. Expenses of Wakf Conference at Nagpur.

It is decided to pay Wakf Conference managed by Honourable Mr. Anis Ahmed Minister for Wakf to be paid to the tune of Rs. 35,000/-. ✓

✓ 29. Writ Petition No. 7805/03 Iqbal Abdul Qadar Attar V/s Sunni Barelwi Muslim Kabrastan and Idgah Trust Ozar District Nasik.

As per order Dated 11th April 2005 of Honourable Chairman the Board was requested to decide the issue. Hence all parties were directed to appear before Board on 28-5-2005, but meeting was postponed on 31st May 2005, hence they were directed to appear before the Board on 31-5-2005. Accordingly Advocate for Iqbal Abdul Qadar Attar and others & Abdul Aziz Advocate for Sunni Barelwi Islami Jamat Member Mr. Saleem Shaikh appeared before the Board for Respondent No.1.

Advocate Abdul Qadar Attar argued before the Board in the following manner:-

He stated that we are Sunni and our forefathers are Sunni our ancestors were buried in the said Kabrastan for so many years, my client is resident of Ozar. The issue involved is sentimental issue an innocent girl who expired at Mumbai was not allowed to be buried in

the Kabrastan due to the Graveyard Trustee behaved in a very inhuman manner. They refused burial even after intervention of the Police Department and seen was created and we were not allowed to burry the ^{dead} girl. Therefore, we have to taken dead body of girl to Nasik. The charges were leveled against us were that we are supporting and have connection with Alqaida. My important point is that if a personal is Criminal whether it is not possible to burry his son or daughter. Shameful activity has been committed by the Trustee advocate Mr. Saleem intervned and argued that still Record and Proceedings are not received from Honourable High Court, so matter cannot be argued. Honourable Member Mr. Haroon Adam Solkar intervned that Honourable High Court may not send Record & Proceeding, since Wakf Board is not Appellate Authority, so Petition can be argued. Advocate Salim Shaikh further argued that we have never obstructed burial of dead girl. Respondents have broken lock of the Kabrastan and started digging burial ground without permission. They have not given any proof, ^{that} we have disallowed burial of dead girl, a long argument went on, which is attached herewith. Finally Mr. Salim Shaikh submitted application for adjournment of the matter, and to submit detail record of the case. To this application Advocate Abdul Aziz opposed and stated that some interim relief should be granted, because in case of death of our persons these Trustees may oppose burial of dead body in the same Kabrastan. On this Board felt that everybody who is Muslim should be allowed to be buried in Graveyard. Advocate Salim Shaikh orally undertaken in the following manner. "No sunni Muslim Dead Persons will be obstructed to bury in the said Kabrastan", on behalf of Respondent No. 1, the matter was adjourned to 18-6-2005. Hearing will continue on 18-6-2005 before Honourable Chairman.

30. Matter of Arab Masjid Shopping Complex Osmanabad.

It decided that Honourable Chand Pasha Inamdar will visit the spot and submit the report before the Board for approval.

My - 4/6/05
Chief Executive Officer
Ex-Officio Secretary
Maharashtra State Board of Wakfs
Aurangabad

*copy submitted to
all honourable members as per
directions given in the meeting held on
31.05.05 at Mumbai*

*My
4/6/05*