WP(PIL) NO. 117 OF 2026 & Con. Cases

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE THE CHIEF JUSTICE MR. SOUMEN SEN

&

THE HONOURABLE MR. JUSTICE SYAM KUMAR V.M.

THURSDAY, THE 19TH DAY OF NOVEMBER 2026 / 28TH KARTHIKA, 1948

WP(PIL) NO. 117 OF 2026

PETITIONER/S:

SHONE GEORGE, AGED 44 YEARS
PLATHOTTAM, ARUVITHURA P O, ERATTUPETTA, KOTTAYAM,
KERALA, PIN - 686122

BY ADVS. SHRI.SHINTO MATHEW ABRAHAM
SRI.ANIL SEBASTIAN PULICKEL
SHRI.MATHEW NEVIN THOMAS
SHRI.KURIAN ANTONY MATHEW
SHRI.KARTHIK RAJAGOPAL
SMT.LEAH RACHEL NINAN
SHRI.NOEL NINAN NINAN
SMT.APARNNA S.
SHRI.ADEEN NAZAR
SHRI.ARUN JOSEPH MATHEW
SHRI.ROHAN MATHEW
SHRI.SANTHOSH MATHEW (SR.)
SMT.VEENA RAVEENDRAN
SMT.KARTHIKA MARIA

RESPONDENT/S:

1 **STATE OF KERALA**
REPRESENTED BY ITS CHIEF SECRETARY, PIN - 695001

2 **ADDITIONAL CHIEF SECRETARY**
DEPARTMENT OF REVENUE, GOVERNMENT OF KERALA, GOVERNEMNT SECRETARIAT, THIRUVANATHAPURAM, PIN - 695001

3 SECRETARY
DIRECTORATE OF MINORITY WELFARE, GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

4 SECRETARY
LAW DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

5 THE KERALA STATE WAQF BOARD
VIP ROAD, KALOOR, KOCHI, REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER, PIN - 682017

6 CHIEF EXECUTIVE OFFICER
KERALA STATE WAQF BOARD, V.I.P. ROAD, KALOOR, KOCHI, PIN - 682017

7 CHAIRPERSON
KERALA STATE WAQF BOARD, VIP ROAD, KALOOR, KOCHI, PIN - 682017

8 K S HAMSA (CHAIRPERSON OF KERALA STATE WAQF BOARD)
KARUPPAM VEETIL, THOZHUPADAM P O, CHELAKKARA (VIA), THRISSUR DISTRICT, PIN - 680856

9 ADVOCATE A A RAHIM (MP & MEMBER OF KERALA STATE WAQF BOARD)
SHEEJA MANZIL, THYCAUD, PIRAPPANCODE P O, THIRUVANANTHAPURAM, PIN - 695607

0 KUNHAMMED KUTTY MASTER (MEMBER OF KERALA STATE WAQF BOARD)
K P HOUSE, WAYANAD ROAD, KUTTIYADI P O, KOZHIKODE, PIN - 673508

11 UMMER FAIZI K (MEMBER OF KERALA STATE WAQF BOARD)
KEELATH HOUSE, VALLATHAYPARA, ALLI P O, MUKKOM, PIN - 673602

12 ADVOCATE P U ALI (MEMBER OF KERALA STATE WAQF BOARD)
PANIKKAVEETIL HOUSE, AYYANTHOLE P O, THRISSUR, PIN - 680003

13 DR SAREENA SALAM (MEMBER OF KERALA STATE WAQF BOARD)
MUNDA, VALIYAPOYIL P O KASARGOD, PIN - 671313

14 SUMITHA NISAF (MEMBER OF KERALA STATE WAQF BOARD) THARUPIDIKAYIL VEED, TKS PURAM, KODUNGALLOOR P O, THRISSUR, PIN - 680664

15 C K USMAN HAJI (MEMBER OF KERALA STATE WAQF BOARD) CHOLKKAL KALENGAL HOUSE, CHERIYAMUNDAM P O, MALAPPURAM, PIN - 676106

16 RAHANA V M (MEMBER OF KERALA STATE WAQF BOARD) ADDITIONAL SECRETARY, LAW DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

BY ADVS. GOVERNMENT PLEADER
SHRI.JAMSHEED HAFIZ, SC, WAQF BOARD
SHRI.K.SHIBILI NAHA, SC, KERALA STATE WAKF BOARD
SHRI.P.CHANDRASEKHAR
SRI.MANU V.
SRI.P.P.THAJUDEEN
SHRI.K.PAUL KURIAKOSE
SRI.R.RAMADAS
SHRI.SREEJITH A.
SHRI.P.M.SANEER, SPL.G.P. TO ADDL.A.G.
SHRI.K.JAJU BABU, ADVOCATE GENERAL
SHRI. ANOOP KRISHNA
SRI.ANAND SANKAR
SMT.FARHANA KABEER
SMT.SHEEBA G
SHRI.P.G.PRAMOD
SHRI.ATHUL TOM
SRI.K.GOPALAKRISHNA KURUP (SR.)
SHRI.SUNIL NAIR PALAKKAT
SHRI.RISHI VARMA T.R.
SHRI.RITHIK S.ANAND
SMT.TEENA M. ASHOK
SMT.ALFIYA SHAMSUDHEEN
SRI.T.K.HASSAN
SRI.K.A.ANISH
SMT.C.SEENA
SHRI.ASWIN P KUMAR

THIS WRIT PETITION (PUBLIC INTEREST LITIGATION) HAVING COME UP FOR ADMISSION ON 19.11.2026, ALONG WITH RP.1238/2026, 36037/2026 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(PIL) NO. 117 OF 2026 & Con. Cases

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE THE CHIEF JUSTICE MR. SOUMEN SEN

&

THE HONOURABLE MR. JUSTICE SYAM KUMAR V.M.

THURSDAY, THE 19TH DAY OF NOVEMBER 2026 / 28TH KARTHIKA, 1948

RP NO. 1238 OF 2026

AGAINST THE ORDER DATED 30.09.2026 IN WP(PIL) NO.135 OF 2026 OF HIGH COURT OF KERALA

REVIEW PETITIONER(S)/10TH RESPONDENT (ALSO ARRAYED AS 11TH RESPONDENT IN W.P.(PIL):

SRI. C.K. USMAN HAJI
AGED 67 YEARS
S/O MAKKAR HAJI, CHOLKKAL KALENGAL HOUSE, CHERIYAMUNDAM P.O., MALAPPURAM DISTRICT, PIN - 676106

BY ADVS. SHRI.SREEJITH A.
SHRI.SUNIL NAIR PALAKKAT
SRI.S.SREEKUMAR (SR.)

RESPONDENT(S)/PETITIONER AND RESPONDENTS 1 TO 9 AND 12 IN W.P. (PIL):

1. **ASSEMBLY OF CHRISTIAN TRUST SERVICES (ACTS) REGISTRATION NO. 215/IV/2022, REPRESENTED BY ITS GENERAL SECRETARY, GEORGE SEBASTIAN, 8-B, A-BLOCK, SREE DHANYA APARTMENTS, KALLAMPALLY, MEDICAL COLLEGE P.O., THIRUVANANTHAPURAM, PIN - 695011**

2. **UNION OF INDIA REPRESENTED BY THE SECRETARY TO GOVERNMENT, MINISTRY OF MINORITY AFFAIRS, 11TH FLOOR, PANDIT DEENDAYAL ANTYODAYA BHAVAN, CGO COMPLEX, LODHI ROAD, NEW DELHI, PIN - 110003**

3 STATE OF KERALA
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO GOVERNMENT, REVENUE (F) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

4 KERALA STATE WAQF BOARD
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER, VIP ROAD, KALOOR, ERNAKULAM, PIN - 682017

5 SRI. K.S. HAMSA
S/O. SAIDALAVI, KARUPPAM VEETTIL, THOZHUPADAM P.O., CHELAKKARA (VIA), THRISSUR DISTRICT, PIN - 680586

6 ADVOCATE A.A. RAHIM
SHEEJA MANZIL, THYCAUD, PIRAPPANCODE P.O., THIRUVANANTHAPURAM, PIN - 695607

7 SRI. UMMER FAIZI K
KEELATH HOUSE, VALLATHAYPARA, ALLI P.O., MUKKOM, KOZHIKODE DISTRICT, PIN - 673602

8 ADVOCATE P.U. ALI
PANIKKAVEETIL HOUSE, AYYANTHOLE P.O., THRISSUR DISTRICT, PIN - 680003

9 DR. SAREENA SALAM
MUNDA, VALIYAPOYIL P.O., KASARAGOD DISTRICT, PIN - 671313

10 SMT. SUMITHA NISAF
THARUPIDIKAYIL VEEDU, T.K.S. PURAM, KODUNGALLOOR P.O., THRISSUR DISTRICT, PIN - 680667

11 SMT. RAHANA V.M
ADDITIONAL SECRETARY, LAW DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

BY ADV SHRI.K.SHIBILI NAHA

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 19.11.2026, ALONG WITH WP(PIL).117/2026 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE THE CHIEF JUSTICE MR. SOUMEN SEN

&

THE HONOURABLE MR. JUSTICE SYAM KUMAR V.M.

THURSDAY, THE 19TH DAY OF NOVEMBER 2026 / 28TH KARTHIKA, 1948

WP(C) NO. 36037 OF 2026

PETITIONER/S:

K.S.HAMZA, AGED 59 YEARS
S/O. SAIDALAVI, KARUPPAM VEETTIL THOZHUPADAMPO,
CHELAKKARA, THRISSUR DISTRICT, PIN - 680856

BY ADVS. SHRI.P.CHANDRASEKHAR
SRI.MANU V.
SRI.ANAND SANKAR
SMT.FARHANA KABEER

RESPONDENT/S:

1 STATE OF KERALAM
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY
DEPARTMENT OF REVENUE, GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT, THIRUVANATHAPURAM,, PIN - 695001

2 THE KERALA STATE WAQF BOARD
THE KERALA STATE WAQF BOARD, VIP ROAD, KALOOR, KOCHI,
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER, PIN - 682017

3 M.C. MAYIN HAJI,
M.C. MAYIN HAJI, MUNDOLI PO, NALLALAM, KOZHIKODE,, PIN - 673027

4 KURUKKOLI MOIDEEN
KURUKKOLI HUSE, CHERUVANNUR, VALAVANNUR PO, MALALPURAM,
PIN - 676551

5 SIRAZ D KAPASI (BORAH)
DAWOODI BUNGALOW, BEACH BAY RESIDENCY, CALICUT, PIN - 673001

6 THODIYOOR MUHAMMED KUNJU MOULAVI
GENERAL SECRETARY, DAKSHINA KERALA JAMMIYATHUL ULAMA, PALOIKKARA PO, KARUNAGAPALLY, KOLLAM., PIN - 690518

7 SAJNA FIROZ,
MEMBER, BLOCK PANCHAYAT, PERUMPADAPPU, ANAKKAPARAMBIL (H), PERUMUKKU PO, CHANGARAMKULAM, PIN - 679585

8 JASEEMN SABAH.C
MEMBER, MELATTOOR PANCHAYATH, MALAPPURAM, PIN - 679326

9 M.P. MUSTHAFAL FAISI
MELE PEEDIYEKKAL HOUSE, KOTT', TIRUR, MALAPPURAM, PIN - 676101

10 DR.ABDUL MAJEED SWALAHI
ANSAR ARABIC COLLEGE, VALAVANNUR PO, MALAPPURAM, PIN - 676551

11 SMT.MADEENA BEEGAM.A
JOINT SECRETARY, REVENUE(F)DEPARTMENT, GOVERNMENT, THRIUVANANHTAPURAM., PIN - 695001

12 ASSEMBLY OF CHRISTIAN TRUST SERVICES (ACTS) (SOUGHT TO BE IMPLEADED)
REGISTRATION NO.215/IV/2022 REPRESENTED BY ITS GENERAL SECRETARY, GEORGE SEBASTIAN 8-B, A-BLOCK, SREE DHANYA APARTMENTS, KALLAMPALLY, MEDICAL COLLEGE P.O., TRIVANDRUM (SOUGHT TO BE IMPLEADED)

BY ADV SHRI.JOSEPH JOY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19.11.2026, ALONG WITH WP(PIL).117/2026 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE THE CHIEF JUSTICE MR. SOUMEN SEN

&

THE HONOURABLE MR. JUSTICE SYAM KUMAR V.M.

THURSDAY, THE 19TH DAY OF NOVEMBER 2026 / 28TH KARTHIKA, 1948

WP(C) NO. 36041 OF 2026

PETITIONER/S:

C.K. USMAN HAJI, AGED 67 YEARS
S/O MAKKAR HAJI CHOLKKAL KALENGAL HOUSE CHERIYAMUNDAM
P. O., MALAPPURAM, PIN - 676106

BY ADVS. SHRI.SREEJITH A.
SHRI.SUNIL NAIR PALAKKAT
SHRI.RISHI VARMA T.R.
SHRI.RITHIK S.ANAND
SHRI.M.A.MOHAMMED SIRAJ
SMT.ALFIYA SHAMSUDHEEN
SMT.TEENA M. ASHOK
SRI.S.SREEKUMAR (SR.)

RESPONDENT/S:

1 UNION OF INDIA
REPRESENTED BY THE SECRETARY TO GOVERNMENT, MINISTRY OF MINORITY AFFAIRS, 11TH FLOOR, PANDIT DEENDAYAL ANTYODAYA BHAVAN, CGO COMPLEX, LODHI ROAD, NEW DELHI, PIN - 110003

2 STATE OF KERALA
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO GOVERNMENT, REVENUE (F) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

3 KERALA STATE WAQF BOARD
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER, VIP ROAD, KALOOR, ERNAKULAM, PIN - 682017

4 SRI. M.C. MAYIN HAJI
MUNDOLI P.O, NALLALAM, KOZHIKODE, PIN - 673027

5 SRI. KURUKKOLI MOIDEEN
KURUKKOLI HOUSE, CHERUVANNUR, VALAVANNUR P.O., MALAPPURAM, PIN - 676551

6 SRI. SIRAZ D KAPASI (BORAH)
DAWOODI BUNGALOW, BEACH BAY RESIDENCY, CALICUT, PIN - 673001

7 SRI. THODIYOOR MUHAMMED KUNJU MOULAVI
GENERAL SECRETARY, DAKSHINA KERALA JAMMIYATHUL ULAMA, PALOIKKARA.P.O KARUNAGAPALLY, KOLLAM, PIN - 690518

8 SMT. SAJNA FIROZ
MEMBER, BLOCK PANCHAYAT, PERUMPADAPPU, ANAKKAPARAMBIL (H), PERUMUKKU P.O., CHANGARAMKULAM, PIN - 679585

9 SRI. JASEEM SABAH.C
MEMBER, MELATTOOR PANCHAYATH, MALAPPURAM, PIN - 679326

0 SRI. M.P. MUSTHAFAL FAISI
MELE PEEDIYEKKAL HOUSE, 'KOTT', TIRUR, MALAPPURAM, PIN - 676101

11 DR.ABDUL MAJEED SWALAHI
ANSAR ARABIC COLLEGE, VALAVANNUR P.O MALAPPURAM, PIN - 676551

12 SMT.MADEENA BEEGAM A
JOINT SECRETARY, REVENUE(F)DEPARTMENT GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

BY ADV SHRI.HARIKRISHNAN P.B., CGC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19.11.2026, ALONG WITH WP(PIL).117/2026 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(PIL) NO. 117 OF 2026 & Con. Cases

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE THE CHIEF JUSTICE MR. SOUMEN SEN

&

THE HONOURABLE MR. JUSTICE SYAM KUMAR V.M.

THURSDAY, THE 19TH DAY OF NOVEMBER 2026 / 28TH KARTHIKA, 1948

WP(PIL) NO. 133 OF 2026

PETITIONER/S:

SAJID HUSSAIN KHATAI
AGED 52 YEARS
11/923-A, CHAMBARASSERY HOUSE, JUBILEE LANE, VELI P.O, KOCHI, ERNAKULAM, KERALA, PIN - 682001

BY ADV SHRI.ADIL.M.H

RESPONDENT/S:

1 **STATE OF KERALA**
REPRESENTED BY THE PRINCIPAL SECRETARY TO GOVERNMENT, SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695033

2 **KERALA STATE WAKF BOARD**
REPRESENTED BY IT'S CHIEF EXECUTIVE OFFICER, V.I.P ROAD, KALOOR, ERNAKULAM, KERALA, PIN - 682017

3 **CENTRAL WAQF COUNSIL**
REPRESENTED BY IT'S CHIEF EXECUTIVE OFFICER, CENTRAL WAQF BHAWANP-13 & 14, PUSHP VIHAR, SECTOR-6OPPOSITE FAMILY COURT, SAKET ,NEW DELHI, PIN - 110017

BY ADVS. GOVERNMENT PLEADER
SHRI.K.SHIBILI NAHA, SC, KERALA STATE WAKF BOARD
SHRI.K.JAJU BABU, ADVOCATE GENERAL

THIS WRIT PETITION (PUBLIC INTEREST LITIGATION) HAVING COME UP FOR ADMISSION ON 19.11.2026, ALONG WITH WP(PIL).117/2026 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(PIL) NO. 117 OF 2026 & Con. Cases

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE THE CHIEF JUSTICE MR. SOUMEN SEN

&

THE HONOURABLE MR. JUSTICE SYAM KUMAR V.M.

THURSDAY, THE 19TH DAY OF NOVEMBER 2026 / 28TH KARTHIKA, 1948

WP(PIL) NO. 135 OF 2026

PETITIONER/S:

ASSEMBLY OF CHRISTIAN TRUST SERVICES (ACTS)
REGISTRATION NO.215/IV/2022
REPRESENTED BY ITS GENERAL SECRETARY, GEORGE SEBASTIAN
8-B, A-BLOCK, SREE DHANYA APARTMENTS, KALLAMPALLY,
MEDICAL COLLEGE P.O., TRIVANDRUM, PIN - 695011

BY ADVS.
SHRI.JOSEPH JOY
SRI.S.SANAL KUMAR (SR.)
SHRI.K.B.RAHIM

RESPONDENT/S:

1 **UNION OF INDIA**
UNION OF INDIA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, MINISTRY OF MINORITY AFFAIRS, 11 TH FLOOR, PANDIT DEENDAYAL ANTYODAYA BHAVAN, CGO COMPLEX, LODHI ROAD, NEW DELHI, PIN - 110003

2 **STATE OF KERALA**
REPRESENTED BY, PIN - 682031

3 **KERALA STATE WAQF BOARD**
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER, VIP ROAD, KALOOR, ERNAKULAM, PIN - 682017

4 **SRI. K.S. HAMSA,**
S/O SAIDALAVI, KARUPPAM VEETTIL, THOZHUPADAM P.O. CHELAKKARA (VIA) THRISSUR DISTRICT, PIN - 680586

5 **ADVOCATE A.A. RAHIM**
SHEEJA MANZIL, THYCAUD, PIRAPPANCODE P.O., THIRUVANANTHAPURAM, PIN - 695607

6 **SRI. UMMER FAIZI K.**
KEELATH HOUSE, VALLATHAYPARA, ALLI P.O., MUKKOM, KOZHIKODE DISTRICT, PIN - 673602

7 **ADVOCATE P.U. ALI**
PANIKKAVEETIL HOUSE, AYYANTHOLE P.O., THRISSUR DISTRICT, PIN - 680003

8 **DR. SAREENA SALAM**
MUNDA, VALIYAPOYIL P.O. KASARAGOD DISTRICT, PIN - 671313

9 **SMT. SUMITHA NISAF**
THARUPIDIKAYIL VEEDU, T.K.S. PURAM, KODUNGALLOOR P.O., THRISSUR DISTRICT, PIN - 680667

10 **SRI C.K. USMAN HAJI**
CHOLKKAL KALENGAL HOUSE, CHERIYAMUNDAM P.O. MALAPPURAM DISTRICT, PIN - 676106

11 **SRI C.K. USMAN HAJI**
CHOLKKAL KALENGAL HOUSE, CHERIYAMUNDAM P.O. MALAPPURAM DISTRICT, PIN - 676106

12 **SMT. RAHANA V.M.**
ADDITIONAL SECRETARY, LAW DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM DISTRICT, PIN - 695001

BY ADVS.
SHRI.HARIKRISHNAN P.B., CGC
GOVERNMENT PLEADER
SRI.JAMSHEED HAFIZ
SHRI.P.CHANDRASEKHAR
SMT.SHRUTHI BALAKRISHNAN
SRI.R.RAMADAS
SHRI.K.PAUL KURIAKOSE

SRI.P.P.THAJUDEEN
SHRI.SREEJITH A.
SHRI.K.JAJU BABU, ADVOCATE GENERAL
SRI.T.KRISHNANUNNI (SR.)
SHRI. ANOOP KRISHNA
SRI.ANAND SANKAR
SMT.FARHANA KABEER
SMT.SHEEBA G
SHRI.ATHUL TOM
SRI.MANU V.
SHRI.P.G.PRAMOD
SHRI.SUNIL NAIR PALAKKAT
SHRI.RISHI VARMA T.R.
SHRI.RITHIK S.ANAND
SMT.TEENA M. ASHOK
SMT.ALFIYA SHAMSUDHEEN
SRI.T.K.HASSAN
SRI.K.A.ANISH
SRI.K.GOPALAKRISHNA KURUP (SR.)
SRI.S.SREEKUMAR (SR.)
SHRI.K.SHIBILI NAHA, SC, KERALA STATE WAKF BOARD

THIS WRIT PETITION (PUBLIC INTEREST LITIGATION) HAVING COME UP FOR ADMISSION ON 19.11.2026, ALONG WITH WP(PIL).117/2026 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(PIL) NO. 117 OF 2026 & Con. Cases

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE THE CHIEF JUSTICE MR. SOUMEN SEN

&

THE HONOURABLE MR. JUSTICE SYAM KUMAR V.M.

THURSDAY, THE 19TH DAY OF NOVEMBER 2026 / 28TH KARTHIKA, 1948

WP(PIL) NO. 139 OF 2026

PETITIONER/S:

STALIN V.M. ALIAS STALIN DEVAN
AGED 62 YEARS
STALIN V.M. ALIAS STALIN DEVAN AGED 62 YEARS, S/O. VASUDEVAN PILLAI VASUDEV, KAROOR, POTHENCODE P.O., THIRUVANANTHAPURAM, PIN - 695584

BY ADVS.
SMT.LAKSHMI SREEDHAR
SHRI.P.B.KRISHNAN (SR.)

RESPONDENT/S:

1 **STATE OF KERALA**
REPRESENTED BY ITS CHIEF SECRETARY, GOVERNMENT SECRETARIAT THIRUVANANTHAPURAM, PIN - 682031

2 **ADDITIONAL CHIEF SECRETARY (REVENUE)**
GOVERNMENT OF KERALA, REVENUE DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

3 **PRINCIPAL SECRETARY**
MINORITY WELFARE, WAQF AND HAJJ AFFAIRS. GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

4 THE KERALA STATE WAQF BOARD
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER, VIP ROAD, KALOOR, ERNAKULAM, PIN - 682017

5 KUNHAMMED KUTTY MASTER
K.P.HOUSE, WAYANAD ROAD, KUTTYADFI P.O., KOZHIKODE, PIN - 673508

6 RAHANA V.M.
ADDITIONAL SECRETARY, LAW DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001

BY ADVS.
GOVERNMENT PLEADER
SHRI.K.SHIBILI NAHA
SRI.P.P.THAJUDEEN
SHRI.K.JAJU BABU, ADVOCATE GENERAL
SMT.C.SEENA
SHRI.ASWIN P KUMAR

THIS WRIT PETITION (PUBLIC INTEREST LITIGATION) HAVING COME UP FOR ADMISSION ON 19.11.2026, ALONG WITH WP(PIL).117/2026 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

Dated this the 19th day of November 2026

Appearance:

For the Petitioners : Mr. Santhosh Mathew (Sr.) instructed by Mr. Shinto Mathew Abraham in W.P.(PIL) No. 117 of 2026
: Mr. Sanal Kumar (Sr.) instructed by Mr. Joseph Joy in W.P.(PIL) No. 135 of 2026
: Ms. Lakshmi Sreedhar in W.P.(PIL) No. 139 of 2026
: Mr. S. Sreekumar (Sr.) instructed by Mr. Sreejith A. in R.P.No. 1238 of 2026

For the Respondents : Mr.P.Sreekumar, ASGI, assisted by Mr.Harikrishnan P.B., CGC
: Ms. R.Rema, Spl.GP
: Mr.K.Gopalakrishna Kurup (Sr.) instructed by Mr.P.G.Pramod for R8 in W.P.(PIL) No.117 of 2026
: Mr. Mayankutty Mather (Sr.) instructed by Ms. K. Shibili Naha, SC for Kerala State Wakf Board
: Mr. P. Chandrasekhar for R8 in W.P.(PIL) No. 117 of 2026
: Mr. Sunil Nair Palakkat for R15 in W.P.(PIL) No. 117 of 2026

SOUMEN SEN, C.J.

We have heard the learned counsel for the parties.

2. An urgent petition has been filed seeking an early hearing of the Public Interest Litigations. The urgency appears to have arisen from an order dated 17th October 2026 passed in W.P.(C) Nos. 36037 and 36041 of 2026. In paragraph 8 of the said order, the observations made by this Bench in its order dated 14th October 2026 were extracted. The learned Single Judge, in exercise of the powers under Section 3 of the Kerala High Court Act, adjourned the said writ petitions for hearing and determination by the Division Bench.

3. The issue before the learned Single Judge was with regard to the reconstitution of the Waqf Board. This Bench in the PILs is not seized with the said issue as the reconstitution of the Waqf Board has taken place during the pendency of the PILs. The reconstitution of the Waqf Board may give rise to a fresh cause of action. This reconstitution was challenged in the writ petitions.

4. The learned Special Government Pleader submits that the order dated 17th October 2026 passed by the learned Single Judge has been challenged before the Division Bench in W.A. No. 2191 of 2026, and the matter is presently pending consideration.

5. Since the matter is pending before the Hon'ble Division Bench, we only clarify that the issue of reconstitution was never the subject matter of PILs and hence there may not be any requirement to refer the writ petitions under Section 3 of the Kerala High Court Act to this Division Bench as the issues are different.

6. Mr. Santhosh Mathew, the learned Senior Counsel appearing in W.P.(PIL) No. 117 of 2026, submits that the PILs still survives insofar as it concerns the non-filling up of the posts earmarked for non-Muslims in the Waqf Board. In view of the fact that the Board has since been reconstituted, any grievance in that regard may be agitated in separate proceedings.

7. The Public Interest Litigations are accordingly disposed of.

In view of the disposal of the Public Interest Litigations, Review Petition No. 1238 of 2026 is also closed. W.P.(C) Nos. 36037 and 36041 of 2026 shall stand detagged from the connected matters.

Sd/-
SOUMEN SEN
CHIEF JUSTICE

Sd/-
SYAM KUMAR V.M.
JUDGE

uu/19.11.2026

APPENDIX OF WP(PIL) NO. 117 OF 2026

PETITIONER EXHIBITS

Exhibit P1	**A TRUE COPY OF THE WAQF ACT OF 1995**
Exhibit P2	**A TRUE COPY OF THE AMENDMENT TO WAQF ACT IN 2025**
Exhibit P3	**A TRUE COPY OF S.O.1646(E), DATED 08-04-2025, NOTIFYING ABOUT THE IMPLEMENTATION OF EXHIBIT P2 AMENDMENT TO WAQF ACT IN 2025**
Exhibit P4	**A TRUE COPY OF THE G.O.(P) NO. 54/2026/RD, DATED 04-02-2026**
Exhibit P5	**A TRUE COPY OF THE G.O.(P) NO 142/2026/RD, DATED 13-03-2026**
Exhibit P6	**A TRUE COPY OF THE NEWSPAPER REPORT DATED 25-05-2026 OF NEW INDIAN EXPRESS**
Exhibit P7	**A TRUE COPY OF THE G.O.(P) NO. 318 /2026/RD, DATED 16-10-2026.**

RESPONDENT ANNEXURES

Annexure R8(a)	**A true copy of the order 08/01/2026 in WPC No. 49241 of 2025**
Annexure R8(b)	**A true copy of the order dated 19/02/2026 in Special Leave to Appeal (c) No. 6178 of 2026 of the Honble Supreme Court**
Annexure R8(c)	**A true copy of the order in Special Leave to Appeal No. 34752 of 2025 dated 12/12/2025**
Annexure R8(d)	**A true copy of the order dated 30.01.2026 in Special Leave to Appeal No. 34752 of 2025 of the Honourable Supreme Court**
Annexure R8(e)	**A true copy of the Order dated 19.12.2025 inWP (PIL) No.167/2025**
Annexure R8(f)	**A true copy of the order dated 20.01.2026 in WP(PIL) No. 167 of 2025**
Annexure R8(g)	**A true copy ofthejudgment dated 05.02.2026 in WP(PIL) No. 167/2025**
Exhibit R8(a)	**A true copy of the order dated 08/01/2026 in WPC No. 49241 of 2025 of the High Court of Judicature at Madras**
Exhibit R8(b)	**A true copy of the order dated 19/02/2026 in Special Leave to Appeal (c) No. 6178 0f 2026 of the Hon'ble Supreme Court**
Exhibit R8(c)	**A true copy of the notification numbered**

	G.O.(P) No.354/2003/RD dated 5.11.2003 of the Government of Kerala appointing members of Kerala State Wakf Board
Exhibit R8(d)	**A true copy of the notification numbered G.O.(P) 440/2014/RD dated 21.10.2014 of the Government of Kerala appointing Members of Kerala State Wakf Board**
Exhibit R8(e)	**A true copy of the order in Special Leave to Appeal No. 34752 of 2025 dated 12/12/2025**
Exhibit R8(f)	**A true copy of the order dated 30.01.2026 in Special Leave to Appeal No. 34752 of 2025 of the Honourable Supreme Court**
Exhibit R8(g)	**A true copy of the Order dated 19.12.2025 in WP(PIL) N0.167/2025**
Exhibit R8(h)	**A true copy of the order dated 20.01.2026 in WP(PIL) No. 167 of 2025 of the Hon'ble High Court of Kerala**
Exhibit R8(i)	**A true copy of the judgment dated 05.02.2026 in WP(PIL) No. 167/2025 of the Hon'ble High Court of Kerala**
Exhibit R8(j)	**A true copy of the notification numbered G.O.(P) 232/2026/RD dated 17.07.2026 of Government of Kerala**
Exhibit R 8(k)	**A TRUE COPY OF THE ORDER DATED 27.10.2026 IN MISCELLANEOUS APPLICATION DIARY NO.54224/2026 OF THE HON'BLE SUPREME COURT**

APPENDIX OF RP NO. 1238 OF 2026

PETITIONER ANNEXURES

Annexure A1	**TRUE COPY OF THE INTERIM ORDER DATED 19.08.2026 IN W.P.(PIL) NO. 135 OF 2026 OF THIS HON'BLE COURT**
Annexure A2	**TRUE COPY OF THE COUNTER AFFIDAVIT DATED 29.09.2026 FILED BY THE 2ND RESPONDENT IN W.P.(PIL) NO. 135 OF 2026**

APPENDIX OF WP(C) NO. 36037 OF 2026

PETITIONER EXHIBITS

Exhibit P1	**A TRUE COPY OF THE GO(P) NO54/2026/RD DATED 04.02.2026**
Exhibit P2	**A TRUE COPY OF THE GO NO.142/2026 DATED 13.03.2026**
Exhibit P3	**A TRUE COPY OF THE ORDER DATED 15-07-2026 IN WP(PIL) NO.117 OF 2026**
Exhibit P4	**A TRUE COPY OF THE ORDER DATED 21-07-2026 OF THE HON'BLE SUPREME COURT IN SLP (C) NO.24194 OF 2026**
Exhibit P5	**A TRUE COPY OF THE ORDER DATED 22-07-2026 IN WP(PIL) NO.117 OF 2026**
Exhibit P6	**A TRUE COPY OF THE ORDER DATED 19-08-2026 IN WP(PIL) NO.117 OF 2026**
Exhibit P7	**A TRUE COPY OF IA NO.4 OF 2026 IN WP(PIL) NO.135 OF 2026**
Exhibit P8	**A TRUE COPY OF ORDER DATED 14-10-2026 IN WP(PIL) NO.135 OF 2026**
Exhibit P9	**A TRUE COPY OF G.O.(P) NO.318/2026/RD DATED 16-10-2026**

APPENDIX OF WP(C) NO. 36041 OF 2026

PETITIONER EXHIBITS

Exhibit P1	**A TRUE COPY OF THE GO(P) NO 54/2026/RD DATED 04.02.2026 PUBLISHED IN KERALA GAZETTE AS PER NOTIFICATION BEARING S.R.O. NO. 153/2026**
Exhibit P2	**A TRUE COPY OF THE GO NO.142/2026 DATED 13.03.2026 PUBLISHED IN KERALA GAZETTE AS PER NOTIFICATION BEARING S.R.O. NO. 411/2026**
Exhibit P3	**A TRUE COPY OF THE ORDER DATED 15-07-2026 IN WP(PIL) NO.117 OF 2026OF THE HIGH COURT OF KERALA**
Exhibit P4	**A TRUE COPY OF THE ORDER DATED 21-07-2026 OF THE HON'BLE SUPREME COURT IN SLP (C)NO.24194 OF 2026**
Exhibit P5	**A TRUE COPY OF THE ORDER DATED 22-07-2026 IN WP(PIL) NO.117 OF 2026 OF THE HIGH COURT OF KERALA**
Exhibit P6	**A TRUE COPY OF THE ORDER DATED 19-08-2026 IN WP(PIL) NO.117 OF 2026OF THE HIGH COURT OF KERALA**
Exhibit P7	**A TRUE COPY OF IA NO.4 OF 2026 IN WP(PIL) NO.135 OF 2026 OF THIS COURT**
Exhibit P8	**A TRUE COPY OF ORDER DATED 14-10-2026 IN WP(PIL) NO.135 OF 2026**
Exhibit P9	**A TRUE COPY OF G.O.(P) NO.318/2026/RD DATED 16-10-2026 PUBLISHED IN KERALA GAZETTE AS PER NOTIFICATION BEARING S.R.O. NO. 847/2026**

APPENDIX OF WP(PIL) NO. 133 OF 2026

PETITIONER EXHIBITS

Exhibit-P1	**THE AADHAR CARD OF THE PETITIONER**
Exhibit-P2	**THE REPRESENTATION SUBMITTED BY THE PETITIONER TO THE CHIEF EXECUTIVE OFFICER, KERALA STATE WAQF BOARD DATED 25/06/2026**
Exhibit-P3	**THE REPRESENTATION SUBMITTED BY THE PETITIONER TO THE PRINCIPAL SECRETARY, MINORITY WELFARE/REVENUE DEPARTMENT OF KERALA DATED 25/06/2026**
Exhibit-P4	**THE REPRESENTATION SUBMITTED BY THE PETITIONER TO THE SECRETARY, CENTRAL WAQF COUNCIL DATED 25/06/2026**

APPENDIX OF WP(PIL) NO. 135 OF 2026

PETITIONER EXHIBITS

Exhibit P1	**TRUE COPY OF THE GOVERNMENT ORDER BEARING G.O.(P) NO.54/2026/RD, DATED 04.02.2026 PUBLISHED IN KERALA GAZETTE AS PER NOTIFICATION BEARING S.R.O. NO.153/2026, DATED 04.02.2026**
Exhibit P2	**TRUE COPY OF THE GOVERNMENT ORDER BEARING G.O.(P) NO.142/2026/RD, DATED 13.03.2026 PUBLISHED IN KERALA GAZETTE AS PER NOTIFICATION BEARING S.R.O. NO.411/2026, DATED 13.03.2026,**
Exhibit P3	**A TRUE COPY OF THE MINUTES DATED 06.05.2026 OF THE KERALA STATE WAQF BOARD, ALONG WITH ITS ENGLISH TRANSLATION**

RESPONDENT EXHIBITS

Exhibit R4(a)	**A true copy of the order 08/01/2026 in WPC No. 49241of 2025 IN THE HIGH COURT OF JUDICATURE AT MADRAS**
Exhibit R4(b)	**A true copy of the order dated 19/02/2026 in Special Leave to Appeal (c) No. 6178 of 2026 of the Hon'ble Supreme Court**
Exhibit R4(c)	**A true copy of the notification in G.O (P) No. 354/2003/RD dated 5.11.2003 of the Government of Kerala appointing members of Kerala State Wakf Board**
Exhibit R4(d)	**A true copy of the notification in G. O(P) No. 440/2014/RD dated 21.10.2014 of the Government of Kerala appointing Members of Kerala State Wakf Board**
Exhibit R4(e)	**A true copy of the order in Special Leave to Appeal No. 34752 of 2025 dated 12/12/2025**
Exhibit R4(f)	**A true copy of the order dated 30.01.2026 in Special Leave to Appeal No. 34752 of 2025 of the Honourable Supreme Court**
Exhibit R4(g)	**A true copy of the Order of the Honb'le High court of kerala dated 19.12.2025 in WP(PIL) No.167/2025**
Exhibit R4(h)	**A true copy of the order of the Honb'le High court of kerala dated 20.01.2026 in WP(PIL) No. 167 of 2025**

Exhibit R4(i)	**A true copy of the judgment of the Honb'le High court of kerala dated 05.02.2026 in WP(PIL) No. 167/2025**
Exhibit R4(j)	**A true copy of the notification in G.O.(P) No. 232/2026/RD dated 17.07.2026 of Government of Kerala**
EXHIBIT R2(a)	**TRUE COPY OF THE GAZETTE NOTIFICATION G.O. (P) NO. 318/2026/RD DATED 16.10.2026, NOTIFIED AS S.R.O. NO.847/2026 DATED 16.10.2026.**

APPENDIX OF WP(PIL) NO. 139 OF 2026

PETITIONER EXHIBITS

Exhibit P-1	**A TRUE COPY OF THE UNIFIED WAQF MANAGEMENT, EMPOWERMENT, EFFICIENCY AND DEVELOPMENT ACT, 1995**
Exhibit P-2	**TRUE COPY OF THE G.O.(P) NO.54/2026/RD DATED 04.02.2026**
Exhibit P-3	**TRUE COPY OF THE G.O.(P) NO. 142/2026/RD DATED 13.03.2026**
Exhibit P-4	**TRUE COPY OF THE LIST OF MEMBERS OBTAINED FROM THE THE WEBSITE OF THE FOURTH RESPONDENT BOARD**
Exhibit P-5	**TRUE COPY OF THE NEWSPAPER REPORT DATED 25.05.2026 PUBLISHED IN THE NEW INDIAN EXPRESS**
Exhibit P-6	**TRUE COPY OF THE NEWSPAPER REPORT DATED 28.05.2026 PUBLISHED IN THE NEWS MINUTE**