

A SHIA CENTRAL BOARD OF WAQF U P

v.

SUNNI CENTRAL BOARD OF WAKF

(SLP (Civil) Diary No. 22744/2017)

B NOVEMBER 09, 2019

**[RANJAN GOGOI, CJI, S. A. BOBDE,
DR. DHANANJAYA Y CHANDRACHUD,
ASHOK BHUSHAN AND S. ABDUL NAZEER, JJ.]**

C *Practice and Procedure – SLP – Delay / Laches – Inordinate delay of 24964 days in filing SLP – Delay not adequately explained – SLP accordingly dismissed.*

CIVIL APPELLATE JURISDICTION: Special Leave Petition (Civil) Diary No. 22744 of 2017.

D From the Judgment and Order dated 30.03.1946 of the Court of Civil Judge, Faizabad (UP) in Regular Suit No. 29 of 1945.

Tushar Mehta, SG, Raghvendra Singh, Sr. Adv./Adv. Gen., Vinod Diwakar, Madan Mohan Pandey, Ajay Kumar Mishra, AAGs, Dr. Rajeev Dhavan, Zafaryab Jilani, Ms. Meenakshi Arora, K. Parasaran, C.S. Vaidyanathan, Sushil Kumar Jain, Ranjit Kumar, Shekhar Naphade, Vikas Singh, Ms. Aishwarya Bhati, P.S. Narasimha, V. Shekhar, R.N. Venjrani, S.P. Singh, Aman Sinha, Jaideep Gupta, Dr. P.N. Mishra, Sr. Advs., Ejaz Maqbool, Shahid Nadeem, Ms. Akriti Chaubey, Ms. Qurratulain, Gautam Prabhakar, Wasif Rahman Khan, Kunwar Aditya Singh, Ms. Siddhi Padia, Shakil Ahmed Syed, Mohd. Parvez Dabas, Uzmi Jameel Husain, Daanish Ahmad Syed, Mohammad Sulaiman Khan, Zia Ul Qayum, Mushtaq Ahmad Siddique, Shail Kumar Dwivedi, Mohd. Nizamuddin Pasha, M.R. Shamshad, Nizampasha, Zaki Ahmad Khan, Aditya Samaddar, Ms. Sarah Haque, Ms. Bhabna Das, Ms. Rashmi Singh, Ms. Chitra Vats, Bhupender Yadav, P.V. Yogeswaran, Gobind Kumar, P.K. Singh, Ms. Aditi, Anirudh Sharma, Amit Sharma, Sandeep Singh, Pranav Kumar, Ashish Kumar Upadhyay, Babul Kumar, Y. Lokesh, Akshay Nagarajan, P. Abinash Karthik, Priya Ranjan Roi, Anil Hooda, Ajay Sharma, Puneet Jain, R.L. Verma, Arun Sharma, Ms. Christi Jain, Tarunjeet Verma, Varun Sharma, Harshit Khanduja, Harsh Jain, Abhinav Deshwal, Abhinav Gupta, Shailendra Sharma, Ms. Pratibha Jain, M.K. Tiwari, D. Bharat Kumar, Yash Mishra, Ankit Raj, Indira Bhakar, Rajesh Singh, Vineet Pandey,

H

A	Ms. Nidhi Jaiswal, Santosh Kumar, T. Bhaskar Gowtham, Ashwin Kumar, Kumar Mihir, Ms. Shristi Mishra, Dwijendra Prasad Gupta, Deepak Kumar, Ms. Ruchi Kohli, Irshad Ahmad, Abhikalp Pratap Singh, Ms. Lakshmi S. Iyer, Ms. Aishwarya Dash, M. Taiyyab Khan, Mujibuddin, Tasbrik Ahmad, Ravi Shankar Kumar, Vivek Sharma, Pallav Mongia, Rajesh Raina, Abhinav Goyal, Dawneesh Shaktivats, Narendra Kumar, Utkarsh Kashyap, Saayan Kunal, Jamshed Bey, Ms. Priyambica M. Jha, Ms. Deepika Kaliya, Mritunjaya Singh, Sanjay Kumar Mishra, Satwik Misra, Smarhar Singh, Dr. Prabhat Kumar, Dr. S.K. Verma, Ms. Aakancha Verma Chandhiok, Janmay Verma, Binay Kumar Das, Ms. Priyanka Das, Ms. Joyoti Kundu Goyal, Ms. Vimla Sinha, Baldev Atreya, Dr. Alok Kumar Sharma, Ms. Dhriti Singh, M.C. Dhingra, Piyush Kant Roy, Gaurav Dhingra, Mrs. Abha Roy, Vikrant Yadav, Ms. Indira Kandra, Ms. Arna Das, Ms. Kamakshi S. Mehlwal, Mohit Yadav, Ms. Deepti J. Raj, Ms. Rubina Jawed, Md. Izhar Alam, Ramjee Pandey, Anoop Bose, Girjesh Pandey, Antariksh Singh, Rakesh Kumar, Sanjeev Kumar, Rajesh Kumar, Akash Kumar Singh, Ms. Divyani Singh, Ms. Vrinda Jhingan, Uday Prakash Yadav, Ms. Nabhanya Sharma, Hement Sharma, Aushothosh Sharma, Niraj Srivastava, Sujit Jha, Alok Singh, Narayan R. Panicker, Abhishek Singh, K.K. Khurana, M.K. Pandey, Amit Kumar Singh, Shiv Nand Mishra, Rajkumar Parashar, Hari Shankar Jain, Ms. Yashmi Sehgal, Ms. Kanika Rai, Ms. Pooja Rai, Ms. Bandana Mishra, Vishnu Shankar Jain, Ms. Vaishnavi Ranjana, Pankaj Kumar Verma, Bhavanishankar V. Gadnis, Vishwanath B. Gadnis, Radni V. Gadnis, Varinder Kumar Sharma, Manoj K. Mishra, Umesh Dubey, Jyoti Mishra, Mahendra Singh, D.K. Mishra, Vijay Pal, Shyamal Kumar, Sunil Kumar Tomar, Sujeet Kumar, Bitu Kumar Singh, Balraj Singh Malik, Shyam Sunder Gupta, R.S. Rond, R.P. Singh, Ashutosh Sharma, Shantanu Sharma, Ms. Ranjana Agnihotri, Ms. Sangeeta Mandal, Ms. Swati Singh, Ms. Taruna A. Prasad, Ms. Sukanya Basu, Ms. Shimantika Mandal, Rajeshwar Nath Mishra, Ms. Swati Singh for M/s. Fox Mandal & Co., Syed Shahid Hussain Rizvi, Zeeshan Rizvi, Anas Zaidi, Imtiaz Ahmad, S. Mansoor Ali, Rashid Saeed, Aftab Ali Khan, M. Tayyab Khan, Mujeebuddin Khan, Ali Safeer Farooqi, Syed Imtiyaz Ali, Mumtaz Alam Siddiqui, Sheik Maulali Basha, Piyush Beriwal, Ms. Swati Ghildiyal, Surender Kumar Gupta, B.V. Balram Das, B. Krishna Prasad, Ravindra Raizada, Sanjay Kumar Tyagi, S.K. Dwivedi, Rajeev Kumar Dubey, D.N. Dubey, Shashank Shekhar Singh, Pankaj Sharma, Sudhakar Kulwant, Ajay Jain, Ashutosh Kumar Sharma, Saurav Singh Chauhan,
B	
C	
D	
E	
F	
G	
H	

- A Ashish Tiwari, Siddharth Krishan Dwivedi, Ms. Nidhi Dwivedi, B.N. Dubey, Aviral Saxena, Ashiwan Mishra, Ms. Manvi Dixit Sharma, B.P. Singh Dhakray, Shakit Singh Dhakray, Kamendra Mishra, Manish Shukla, sAmit Kumar, Pankaj Pandey, Bhakti Vardhan Singh, Vikas Singh Jangra, Sarthak Nayak, Shridhar Pottaraju, Ms. Ankita Sharma, Prakash Gautam, Amit Kumar Pathak, V.C. Shukla, Rahul G. Tanwani, Rishi Raj Sharma,
- B Tushar Thareja, Sayooj Mohandas, Praneet Pranav, Ms. Shivani Tushir, Sindoor VNL, Ms. Aditi Tripathi, Ms. Kanti, Prashant Singh, Rajesh Kumar, Gaichangpou Gangmei, Arjun D. Singh, Abhishek R. Shukla, Mukunda Rao Angara, Siddhartha Talukdar, Ms. Shiwani Tushir, Ms. Shweta Parihar, Ms. Gavarraju Ushasri, Yashvir Kumar, Vishnu
- C Thulasi Menon, D. Bharat Kumar, Mrs. Swarupama Chaturvedi, Rishi Raj Sharma, Anish Kumar Gupta, B.N. Dubey, Ms. Devika Gulati, Kumar Gaurav, Robin Khokhar, Ms. Aparna Trivedi, Amit Kumar, Ms. Babita Yadav, Mukesh Kumar, Ashutosh Mohan, Niaz Ahmad Farooqui, Tanveer Ahmad Khan, Milan Laskar, Zaki Ullah Khan, Mohd. Shakim, Mohammad Noorullah, Mohd. Umar Iqbal Khan, Vaibhav Tandon, Pulkit
- D Chandna, Mohd. Shahib, Mohd. Aamir Dabas, Fuzail Ahmad Ayyubi, Abdul Qadir, Ibad Mushtaq, Ms. Aditi Gupta, Lakshmi Raman Singh, Chandra Prakash, Vivek Singh, Ms. Udit Singh, C.P. Rajwar, Srikanth S., Abhishek Sharma, Shashank Shekhar, Rituraj, Ms. Sheetal Rajput, Satwik Misra, Ms. Ritika Rani, Ravishankar Kumar, Anupam Mishra,
- E V. Harikumar, Pankaj Sharma, Hitesh Kumar Sharma, S.K. Rajora, Ms. Anika Nissar Syied, Prerit Shukla, , Sudhakar Dwivedi, A. Deb Kumar, Ms. A. Deepa, Shashank Singh, Ambuj Ojha, Abhishek Atrey, Dr. Ashwini Bhardwaj, Neeraj Sharma, Umesh Babu Chaurasia, Ms. Vidyottama, Ajay Kumar Pandey, Sai Deepak, Ravindra Lokhande,
- F Mukul Singh, Satya Ranjan Swain, Deepak Goel, Rajesh Kumar Singh, Ms. Kavitha K.T., Dr. Ashwani Bhardwaj, Neeraj Sharma, Umesh Babu Chaurasia, Ms. Priyanka Swami, Navneet Kumar, Vaibhav Chadha, Siddhartha Sinha, Samar Vijay Singh, Govind Kumar, Harshit Kaushik, Manoj Kumar, Ms. Shweta Bharti, Shantanu Malik, Anil Tiwari, Ms. Ananya Baweja, Vishal Srivastava, Virendra Chaubey, Awadhesh
- G Chaubey, Karunesh Kumar Shukla, Anil Kumar, Amit Pawan, R.S. Mishra, Ms. Ayuseya, Dr. P.N. Mishra, Ms. Ranjana Agnihotri, Ms. Sangeeta Mandal, Barun Kumar Sinha, Mrs. Pratibha Sinha, Ms. Baby Devi Bonia, Birendra Kumar Choudhary, Arun Kumar, Abhishek, Anil Kumar, Jitendra Kumar Tripathi, Mrs. Anubha Bhardwaj, Dinesh Bhati, Yadvendra Dutt Dwivedi, B.K. Satija, Aditya Sharma, Mrs. Minakshi Vij, C.R. Jaya Sukin,
- H

SHIA CENTRAL BOARD OF WAQF U P v. SUNNI CENTRAL BOARD OF WAKF 871

Ms. Abhilasha Tungathurthy, Ajay Bansal, Mrs. Veena Bansal, Gaurav A
Yadava, B.K. Satija, Mohd. Ainul Ansari, Ms. Garima Shukla, Sujeet
Kumar, Pardeep Jatav, Sunil Khatwani, Abdul Karim Ansari, Mukesh
Verma, Vivek Vishnoi, R.S. Tripathi, Raj Singh Rana, Pawan Kumar
Shukla, Kamal Kumar Pandey, Pankaj Kumar Singh, Dr. Gunratan
Sadavarte, Dr. Jayshri Laxmanrao Patil, Vipin Kumar Saxena, T.N. B
Saxena, G.P. Mahto, Sanjeet Paliwal, Vishal Tewari, Yash Pal Dhingra,
Nachiketa Joshi, Ms. Sucheta Joshi, Bharat Sood, Ayush Anand,
V.V.V.M.B.N. Pattaviram, Shubhendu Anand, Neeraj, Ankit Raj, R.K.
Rajvanshi, Harshvardhan Singh Rathore, Baij Nath Patel, Ms. Baby Devi
Bonia, Sunil Kumar Tomar, Gopal Jha, Yasharth Kant, Udayaditya
Banerjee, Sudipto Sircar, Bhav Ratan, Ms. Ankita Chaudhary, Aditya C
Singh, Mukul Singh, Ms. Archana Pathak Dave, Md. Irshad Hanif, Rizwan
Ahmad, Aarif Ali Khan, Mujahid Ahmad, Manoj V. George, Syed Faizan,
Sheik Moulali Basha, Towseef Ahmad Dar, Syed Mehdi Imam,
Ms. Shamama Anis, Atif Suhrawardy, Tabrez Ahmad, Omar Siddiqui,
Nauras Suhrawardy, Md. Noorullah, Javaid Muzaffar, Tashriq Ahmed, D
Ghufran Imtiaz, Mohd. Parvez Dabas, Sharad Chauhan, Arup Banerjee,
Prakash Sharma, Pankaj Sharma, Prashant Sharma, Anuj Saxena, Ms.
Prakrati Raj, Achyut Saxena, Mohd. Naved, Md. Shahid Anwar, Advs.
for the appearing parties.

The following Judgment of the Court was delivered :

ORDER

SLP (Civil) Diary number 22744 of 2017

There is an inordinate delay of 24964 days in the Special Leave
Petition filed by the Shia Central Board of Waqf Uttar Pradesh against
the final judgment dated 30 March 1946 of the Civil Judge, Faizabad.
The delay has not been adequately explained. The Special Leave Petition
is accordingly dismissed.

Bibhuti Bhushan Bose

SLP dismissed.