

**IN THE SUPREME COURT OF BANGLADESH  
HIGH COURT DIVISION  
(SPECIAL ORIGINAL JURISDICTION)**

Present:

Justice Sheikh Abdul Awal

And

Justice S.M. Iftekhar Uddin Mahamud

**Writ Petition No. 36 of 2014**

In the matter of:

An application under Article 102 of the  
Constitution of the People's Republic of  
Bangladesh.

And

In the Matter of:

Md. Anisur Rahman Pramanik.

..... Petitioner.

-Versus-

Waqf Administrator of Bangladesh and  
others.

..... Respondents.

Mr. Syed Mohaammd Raihan Uddin, Advocate

..... For the Petitioner

Mr. Md. Mahfuj Ul Alam, Advocate

..... For Respondent No. 5

Mr. Md. Mohsin Kabir, D.A.G with

Mr. A.K.M. Rezaul Karim Khandaker, D.A.G

Ms. Shaheen Sultana, A.A.G with

Mr. Md. Manowarul Islam Uzzal, A.A.G

... For the Government.

**Heard and Judgment on 24.11.2025**

**Sheikh Abdul Awal, J:**

On an application under Article 102 of the Constitution of the People's Republic of Bangladesh, this Rule Nisi was issued calling upon the respondents to show cause as to why action of the respondents against the impugned Memo No. O:Pro:/Dinaj/47(1-3) dated 24.11.2013 issued by the Assistant Administrator (Rajshahi and Rangpur Division), Bangladesh Waqf Administration, 4 New

Eskaton Road, Dhaka approving 7 (seven) members Trustee Board by appointing a new Mutuwalli (Md. Abdul Mannan Pramanik) withdrawing the official Mutuwalli-ADC (Revenue), Panchagar of Bibi Somirunnessa Waqf Estate (EC No. 277) (Annexure-E-1) should not be declared illegal, without lawful authority and is of no legal effect and/or such other or further order or order passed as to this court may seem fit and proper.

To cut short the matter at the very outset, Mr. Syed Mohaammd Raihan Uddin, the learned Advocate for the petitioner submits that the instant Rule has become in-fructuous inasmuch as the petitioner died on 26.07.2020 and thereafter he filed an application on 19.01.2022 for substitution of the party and the said application was disposed of by a division bench of this Court on 21.06.2022 stating as follows:

“Let the application for substitution filed on 19.01.2022 be kept on record.”

Mr. Mahfuj Ul Alam, the learned Advocate for the Respondent No.5, on the other hand, submits that in the facts and circumstances of the case, the Rule has become in-fructuous.

Having heard the learned Advocates for both the sides and the learned Deputy Attorney General and having gone through the writ petition and other relevant documents as placed before this Court.

Considering the facts and circumstances of the case as revealed from the materials on record, we think that since the petitioner of this writ petition died long before on 26.07.2020, there is a good deal of persuasion in the submission of the learned Advocates for both the side.

In that view of the matter, the Rule is discharged as being infructuous. The order of stay granted earlier by this court stands vacated.

Communicate this order at once.

**S.M. Iftekhar Uddin Mahamud, J:**

I agree.