

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 11<sup>TH</sup> DAY OF OCTOBER 2012

BEFORE

THE HON'BLE MR. JUSTICE DILIP B BHOSALE

WRIT PETITION Nos.35959-960 OF 2012 (GM-PASS)

BETWEEN

1. SRI ZABIULLA KHAN,  
S/O NAZEER AHMAD KHAN,  
AGED ABOUT 46 YEARS.
2. KUM. NIDAKHAN,  
D/O ZABIULLA KHAN,  
AGED ABOUT 15 YEARS,  
(SINCE THE PETITIONER NO.2 IS  
MINOR REP. BY PETITIONER NO.1)

BOTH ARE R/AT NO.89, 3<sup>RD</sup> CROSS,  
TELECOM LAYOUT, VIJAYNAGAR,  
BANGALORE - 23.

... PETITIONERS

(BY SRI R.P.SOMASHEKARAIHAH, ADV.)

AND

1. THE CHAIRMAN,  
KARNATAKA STATE HAJ COMMITTEE,  
'SADAT HAJ HOUSE',  
NO.84-A, RICHOND ROAD,  
BANGALORE-560 002.
2. THE CHIEF EXECUTIVE OFFICER  
HAJ COMMITTEE OF INDIA,  
NO.7-A, M R A MARG (POLTON ROAD)  
MUMBAI-400 001

3. STATE OF KARNATAKA,  
REP BY ITS SECRETARY,  
DEPARTMENT OF MINORITY WELFARE,  
M.S.BUILDING, BANGALORE.

(IMPLEADED R3 VIDE COURT ORDER  
DATED 25.9.12)

... RESPONDENTS

(BY SRI N.B.VISHWANATH, AGA FOR R1 & 3.)

THESE W.Ps. ARE FILED UNDER ARTICLES 226 AND 227 OF THE INDIAN CONSTITUTION PRAYING TO DIRECT THE RESPONDENT TO TAKE NECESSARY STEPS FOR CONFIRMATION OF HAJ YATHRA OF P2 A/W P1 BY FORWARDING NECESSARY DOCUMENTS SUCH AS VISA ETC BY CONSIDERING THE REPRESENTATION DATED 3.9.12 VIDE ANNEX-E COVER NO.KAF 2936-5.

THESE W.Ps. COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP, THIS DAY, THE COURT MADE THE FOLLOWING:

PC:

Heard learned counsel for the petitioners and learned AGA appearing on behalf of respondents-1 and 3.

2. Learned counsel for the petitioners submits that the petitions have become infructuous.

3. In view of the submission made, *petitions are disposed of as infructuous.*

4. It is needless to mention that the petitioners can seek refund of the amount paid by them and the passport of the 2<sup>nd</sup> petitioner. If any such application is made, the concerned authority shall consider it expeditiously.

Sd/-  
JUDGE

TL