

(1)

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO.871 OF 2016
IN
WRIT PETITION NO.7461 OF 2014**

Baburao Kashinath Pawar & ors. ..APPLICANTS

VERSUS

Vishwashanti Shikshan Sanstha,
Chincholi Limbaji, Tq. Kannad,
Through its Secretary & ors. ..RESPONDENTS

Mr Deelip Bankar Patil, Advocate holding for Mr V.V. Bhavthankar,
Advocate for applicants;
Mr D.V. Tele, Asstt. Govt. Pleader for respondent no.2;
Mr R.B. Temkar, Advocate holding for Mr P.R. Patil, Advocate for
respondents no.3 to 6

CORAM : N.W. SAMBRE, J.

DATE : 11th March, 2016

ORDER :

Heard.

2. It is clarified that in the observations made by this Court in clause (e) of paragraph 10 of the order dated 4th March, 2015, passed in Writ Petition No.7461 of 2014, while dealing with the controversy as ordered, the Assistant Charity Commissioner shall decide the matter after taking into account the over all view of the matter before it, in the background of the documentary evidence and other material, apart from findings recorded by the criminal court in Regular Criminal Case No.52 of 1999, decided on 30th July, 2013,.

(2)

3. Civil Application stands disposed of in terms of above clarification.

(N.W. SAMBRE, J.)

amj