

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NOS.3261 AND 3265 OF 2015

Vithu Ashram Kushta Niwaran Dham and Dr Ambedkar Boudha Pracharak Samiti,
Nagpur, Thr. its President and ors.

-vs-

Waman Mahadeo Bankar

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Shri S. D. Malke, Advocate for petitioners.
Shri P. D. Meghe, Advocate for respondent.

CORAM : A.S.CHANDURKAR, J.

DATE : JULY 18, 2016

In both these writ petitions, an order passed by the learned Assistant Charity Commissioner, Nagpur in Change Report proceedings is under challenge. After hearing the respective counsel for the parties, I find that remedy of filing a statutory appeal under Section 70 of the Maharashtra Public Trusts Act, 1950 is available to the petitioners. As various disputed questions arise, I am not inclined to entertain the writ petitions.

With liberty to the petitioners to avail the statutory remedy under Section 70 of the said Act, the writ petitions are disposed of. Considering the fact that this Court had passed an interim order on 17/06/2015 which has been operating for more than one year, the said interim order is continued for a period of fifteen days from today. If the appeal is preferred by the petitioners and a prayer for interim relief is made, same shall be considered on its own merits. Both the petitions are disposed of with no order as to costs.

JUDGE

-: C E R T I F I C A T E :-

“ I certify that this Judgment/order uploaded is a true and correct copy of the original signed Judgment/order.”

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Personal Assistant

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