

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

WRIT PETITION NO.13785 OF 2019

TARABAI SHRIRANG NARNAWALE
VERSUS
SHRI MAMMADEVI SANSTHAN TRUST MAMMADEVI CHOWK
MASTAGAD THROUGH TRUSTEE AND OTHERS

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Advocate for the Petitioner : Shri Dhage Babasaheb V.

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CORAM: RAVINDRA V. GHUGE, J.

DATE :- 18th November, 2019

Per Court:

1 The petitioner is aggrieved by the order dated 26.06.2018 passed by the learned Assistant Charity Commissioner, Jalna by which, her application exhibit 29 filed in Enquiry No.6/2013, has been rejected.

2 The learned advocate for the petitioner has strenuously criticized the impugned order. The contention is that exhibit 29 was filed under Section 73-A of the Maharashtra Public Trusts Act. The petitioner is a devotee of deity Mammadevi and is interested in the Trust. Her father, late Ratanlal Udewal, was a trustee and a devotee. He had a desire that the petitioner should be made a trustee. To fulfill his desire and since he has passed away, the petitioner being interested in the Trust, should be permitted to intervene in the change report enquiry case.

3 I find that the petitioner today is completely unconnected with the Trust, except being a devotee of Mammadevi. She claims to have interest in the Trust. If the deity Mammadevi has a large number of devotees, all would claim to have interest in the Trust.

4 The learned advocate for the petitioner submits that the petitioner has tried to gain membership of the Trust. However, the present trustees ensure that she is not granted membership. I find that the petitioner is not remedy-less to the extent of this grievance and would be at liberty to avail of the remedy as is permissible in law.

5 In view of the above, this Writ Petition being devoid of merit is, therefore, dismissed.

kps

(RAVINDRA V. GHUGE, J.)