

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

WRIT PETITION NO.7305 OF 2018

Hazrat Dada Hayat Kalandar Education Society, Mangrulpir, Thr. Its Secretary, Abdul Gani s/o
Sheikh Chotu

-vs-

Joint Charity Commissioner, Amravati Division, Amravati and ors.

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

Court's or Judge's Orders.

Shri R. D. Karode, Advocate for petitioner.
Smt M. A. Barabde, Assistant Government Pleader for
respondent Nos.1 and 2.
Shri A. Shukla, Advocate for respondent Nos.3 to 5.

CORAM : A.S.CHANDURKAR, J.

DATE : August 23, 2019

In view of notice for final disposal issued earlier the
learned counsel for the parties have been heard.

The challenge raised in the present writ petition is to the
judgment dated 16/04/2018 passed by the learned Joint
Charity Commissioner restraining the Society from taking any
policy decision till the proceedings after remand are decided.

Shri R. Karode, learned counsel for the petitioner submits
that if all the pending Change Reports are directed to be decided
expeditiously the petitioner's grievance as raised in the writ
petition would not survive. He submits that there are six
Change Reports which are pending before the learned Assistant
Charity Commissioner and which are required to be decided.

Shri A. Shukla, learned counsel for the respondent Nos.3
to 5 submits that the said Change Reports could be directed to

be decided together expeditiously. He further submits that no direction in so far as restraining the respondents from taking any policy decision deserves to be issued.

Considering the fact that about six Change Reports bearing Nos.193/2000, 250/2003, 863/2004, 878/2004 and 1243/2005 are pending before the learned Assistant Charity Commissioner they are directed to be decided expeditiously and preferably by the end of August 2020. The parties are at liberty to lead evidence in those Change Reports. It is expected that all the Change Reports would be decided together on their own merits and in accordance with law. Needless to state that the parties to co-operate in early disposal of the Change Reports. With these directions the writ petition is disposed of with no order as to costs.

JUDGE