

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

31 WRIT PETITION NO.3252 OF 2021

**HAJARAT DINA SHAH WALI DARGAH AND MASJID TRUST
VERSUS
STATE OF MAHARASHTRA AND OTHERS**

...

Advocate for Petitioners:

**Mr. Kazi S. S. and Mr. Muhammed Ateeque
AGP for Respondents/State: Mr. S. G. Karlekar**

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**CORAM: S. V. GANGAPURWALA &
SHRIKANT D. KULKARNI, JJ.**

DATE: 22nd FEBRUARY, 2021

PER COURT:

1. We have heard Mr. Kazi, learned Counsel for the petitioner.

2. The change report proceeding has been decided. According to the learned Advocate for the petitioner, the same has been illegally decided. The members of the Board did not get the jurisdiction to take policy decision upon it, as they were already precluded by this Court from taking policy decision under order dated April 5, 2018 in Writ Petition No. 3073 of 2018. As far as the Change Report proceedings are concerned, the

orders passed therein are subject matter of change before the tribunal.

3. As far as the aspect of flouting the orders of this Court are concerned, the petitioner has a remedy on the same; in case the orders are flouted by the respondents.

4. With the aforesaid observations, writ petition is disposed of. No costs.

[SHRIKANT D. KULKARNI, J.]

[S. V. GANGAPURWALA, J.]

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