

JPP

***IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION***

WRIT PETITION NO. 5723 OF 2024

Hotgikar Nasreen Amir Khusaro & Anr. ... Petitioners

V/s.

State of Maharashtra & Ors. ... Respondents

Mr. Akil Rupade for the Petitioners

Mr. Mihir Desai i/b. Padmanabh D. Pise i/b. B. Padmanabh &
Associates for the Respondent No.5

Ms. Ashiwni A. Purav, AGP for the Respondent – State

***CORAM : NITIN JAMDAR &
M.M. SATHAYE, JJ.***

DATE : 29 APRIL 2024

P.C. :-

The Petition is filed without joining the complainant as party Respondent. This Petition could have been dismissed for non-joinder. However, out of indulgence since after arguing the matter, a request is made to join the complainant as party Respondent, leave to amend is granted.

2. The impugned order has noted that the dispute is between the trust and the management and has called upon the rival

factions to produce the orders as regard the change report from the Charity Authorities. Though the final order on the change report may take some time, the parties could approach the Charity Authorities for a final order or interim order under Section 41A of the Maharashtra Public Trusts Act, 1950. The learned Counsel for the parties will examine this position.

3. Stand over to **7 May 2024**.

M.M. SATHAYE, J.

NITIN JAMDAR, J.