

***IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.6263 OF 2025***

Vaishali Shivajirao Jondhale

...Petitioner

Versus

Sanket Kharsamble and Anr.

...Respondents

Mr. V. A. Gangal a/w Ms. Divya Parab and Ms. Shweta Parab i/b
Mr. Devvrat Singh for the Petitioner

Mr. B. V. Samant, Addl.G.P. a/w Ms. Tanu N. Bhatia, A.G.P. for the
Respondent-State.

***CORAM : REVATI MOHITE DERE &
DR. NEELA GOKHALE, JJ.***

DATE : 27th JUNE 2025

P.C. :

Not on board. Taken on board.

1. By this petition, the petitioner seeks quashing and setting aside of the impugned order dated 24th January 2025 passed by the Joint Charity Commissioner, Mumbai. The said order is at page 46 of the petition.

2. According to the learned counsel for the petitioner the said order is not in consonance with the provisions of the Maharashtra Public Trust Act and clearly reflects non-application of mind. It is further submitted that the impugned order is a pre-formatted order

with no date or returnable date on it and as such shows non-application of mind.

3. The said order is reproduced hereinunder, considering it does not bear the date of the order and the returnable date of the notice/report, except the signature:-

ORDER

This is an application under Section 47 of the MPT Act. In view of nature of application issue notice, public notice in widely circulated Marathi newspapers namely Lokmat or Sakal or Maharashtra Times or Loksatta or pudhari or Tarun Bharat or Samana and widely circulated English newspapers namely Times of India or Hindustan Times or Mirror or Indian Express or Mid Day and call report from the concerned ACC.

The applicants to produce Police verification report of all the proposed trustees from the concerned Police station where they are residing. The applicants to produce certified copy of this order to the Police station necessary compliance.

The notice/report returnable on _____

Jt. C.C. 1

Application be registered
u/s. 47 of M. P. T. Act, 1950.

A-2-2-2-2
Maharashtra State, Mumbai

Assigned to C. C. /Jt. C. C. 1(HO)/
Jt. C. C. 2 (HO) / Jt. C. C. GMR

4. Issue notice to the respondents, returnable on **8th July 2025**. Learned A.G.P. waives notice on behalf of respondent No.2-State and seeks time to take instructions.

5. In addition to the Court notice, learned counsel for the petitioner to serve the respondent No.1, by private notice and file affidavit of service before the next date.

6. Stand over to **8th July 2025**. To be listed on the Supplementary Board.

7. Having heard learned counsel for the petitioner, no further steps be taken on the aforesaid order, till the next date.

All concerned to act on the authenticated copy of this order.

DR. NEELA GOKHALE, J.

REVATI MOHITE DERE, J.