



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.8136/2019

Lord Buddha's Sariputra Gyaan Prasarak Shikshan Sanstha, Bramhapuri
Vs.
State of Maharashtra and Ors.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Ms Tejal Agre, Advocate h/f. Mr. S. P. Bhandarkar, Advocate for
Petitioner.
Ms S. S. Jachak, A.G.P. for Respondent Nos.1 to 3/State.
Mr. Sanket Walde, Advocate h/f. Mr. O. D. Kakde, Advocate for
Respondent Nos.4 and 5.

CORAM : NITIN W. SAMBRE AND
MRS.VRUSHALI V. JOSHI, JJ.

DATED : 14/01/2025.

. A Trust through its President is before this Court
with following prayers :

*"It is therefore most humbly prayed that this
Hon'ble Court may kindly be pleased to :-*

*a) By an appropriate writ, order and/or
direction, direct the respondents 1, 2 and 3 to
initiate action against the respondent 4 for the
illegal activities carried out at his behest;*

*b) By an appropriate writ, order and/or
direction, direct the respondents 1, 2 and 3 to
confiscate the official records of the respondent
5 school from the illegal custody of respondent
4 and further restrain the respondent 4 from
taking any illegal and major policy decision
pertaining to the respondent school as well as
the petitioner trust;*

*c) By an appropriate writ, order and/or
direction, direct the respondents 1, 2 and 3 to
initiate appropriate steps to withdraw the*

approvals granted to the appointments made by the respondent 4 on basis of false and fraudulent documents showing false general body meetings and forging signatures of the president of the petitioner trust;

d) Grant any other relief to which the petitioner is entitled to in the facts and circumstances of the petition;

e) Saddle the cost of the instant petition on the respondents.”

2. As far as the employees in relation to whom the action is sought to be initiated are employees of the petitioner Trust, the petitioner Trust itself is a Disciplinary Authority and in such an eventuality, no interference is called for in the matter as it is for the petitioner to initiate the disciplinary action if so desires, against its employees.

3. In case, if the other office bearers of the Trust are acting against the interest of Trust, there is a remedy provided under the provisions of the Maharashtra Public Trust Act, 1950 to which the petitioner's trustees, who are aggrieved, can always take recourse too.

4. The petition accordingly stands disposed of with liberty to the petitioner to take recourse to such remedy as is permissible and available in law.

(MRS. VRUSHALI V. JOSHI, J.) (NITIN W. SAMBRE, J.)