

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR

CIVIL APPELLATE JURISDICTION

FIRST APPEAL [STAMP] NO.20025 OF 2025
WITH
INTERIM APPLICATION NO.9485 OF 2025
IN
FIRST APPEAL [STAMP] NO.20025 OF 2025

Shri Ganga Bhagirathi Shikshan Prasarak Mandal
through De-facto Trustee; 1) Shri Sampatrao Ramrao
Patil and others ... Applicants

Versus

Sushant Sarjerao Bacche and others ... Respondents

Mr. Bhushan Walimbe a/w Mr. Vaibhav V. Arage, for Appellants/Applicants in
Interim Application No.9485 of 2025.

Mr. Chetan Patil a/w Mr. Rajvardhan S. Rane i/b Mr. Bhushan Jadhav, for the
Respondents.

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CORAM : M. M. SATHAYE, J.
DATE : 30th March, 2026.

P. C. :

1. Learned Advocate Mr. Bhushan Jadhav undertakes to file vakalatnama for Respondent Nos.7 to 9 within a period of one week from today. Statement accepted.
2. Learned counsel Mr. Patil for Respondents fairly concedes, on instructions, that directions issued under the impugned order dated 23.04.2025 passed by the Joint Charity Commissioner, Kolhapur Region, Kolhapur were beyond the scope of section 47 of the Maharashtra Public

Trusts Act, 1950 ('the said Act' for short) under which impugned order is passed.

3. In view of the said statement, the Appeal is allowed, thereby setting aside the impugned order dated 23.04.2025 and remanding Application No.9 of 2021 to the concerned Joint Charity Commissioner for consideration afresh in accordance with law.

4. Rival contentions of all the parties in the main Application under section 47 of the said Act are kept open to be decided in accordance with law.

5. Considering the order dated 02.04.2025 passed in Writ Petition No.10894 of 2022 by the Division Bench of this Court, in respect of the same Trust, the concerned Deputy Charity Commissioner, Kolhapur Region, Kolhapur is expected to decide pending Change Reports as expeditiously as possible.

6. In view of above, pending Interim Application is disposed of.

7. All concerned to act on duly authenticated or digitally signed copy of this order.

[M. M. SATHAYE, J.]