

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1544 OF 2026

Subhash Dnyanoba Choudhary & Anr.Petitioners

Versus

The State of Maharashtra & Ors.Respondents

Mr. P. B. Gujar a/w. Mr. Paras Pawar, for the Petitioners.

Mr. P. P. Kakade, Addl. G.P. a/w. Mr. Aditya R. Deolekar, AGP, for
the Respondent-State.

CORAM : RAVINDRA V. GHUGE &
ABHAY J. MANTRI, JJ.

DATE : 10th MARCH, 2026

P.C. :

1. The Petitioners pray that the application filed by
Respondent No.3-Trust under Section 41A of the Maharashtra
Public Trusts Act, 1950 be directed to be decided out of turn within
a particular time limit.

2. All litigants are equal in the eyes of law. Each litigant
desires that his case be decided at the earliest. Merely because the
litigant has the capacity to approach the High Court, does not mean
that the High Court would pass an order of granting an out of turn
hearing to any litigant, giving him a special status and directing the

authority to decide his case by jumping the queue. In issuing such direction, other litigants who are in queue, will feel that injustice has been done to them.

3. In view of the above, we are not issuing any direction to the Competent Authority to decide the application filed under Section 41A by Respondent No.3-Trust, out of turn. It may be decided by the Competent Authority, in queue, considering the date of lodging of such applications by various litigants, in the pending cases.

4. **This Petition is dismissed.**

(ABHAY J. MANTRI, J.)

(RAVINDRA V. GHUGE, J.)

Digitally
signed by
SONALI
MILIND
PATIL
Date:
2026.03.11
15:09:10
+0530

SONALI
MILIND
PATIL