

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 713 OF 2011

Dattatraya S/o Rajaram Somwanshi

.... PETITIONER

V E R S U S

The State of Maharashtra & Oths.

.... RESPONDENTS

Mr. G.D.Kale, Advocate for petitioner.
Mrs. A.V. Gondhalekar, Asstt.Govt. Pleader for State.
Mr. A.V.Patil, Advocate for respondent.

**CORAM : NARESH H. PATIL &
S.V. GANGAPURWALA, JJ.**

DATE : 31/01/2011

PER COURT :

1. Heard.

2. Learned counsel for the petitioner submits that the petitioner Dattatraya S/o Rajaram Somwanshi is the Secretary of Balaji Shikshan Sanstha, Ajansonda (Bk), Tq. Chakur, Dist. Latur. The Change Report was filed in the year 2009 before the Assistant Charity Commissioner and the

same is still pending decision. The learned counsel further submits that there is no school committee functioning in the respondent no. 7 – school. Audit has not been done since long. The Head Master is not handing over the record to the petitioner. He is not amenable to the instructions of the petitioner. The approval of the teacher is in question.

3. As the Change Report of the Balaji Shikshan Sanstha, Ajansonda (Bk), Tq. Chakur, Dist. Latur is still pending with the Assistant Charity Commissioner, Latur, then the petitioner is entitled to file an application for expeditious hearing of the said Change Report within two (2) weeks from today. In case, application is filed by the petitioner, we direct that appropriate order be passed by the authorities concerned. In respect of other issues raised, we observe that the petitioner is entitled to take appropriate proceedings in accordance with law.

4. In light of the extra ordinary writ jurisdiction under Article 226 of the Constitution of India, we are not inclined to interfere. The Writ Petition is dismissed.

[S.V. GANGAPURWALA, J.]

[NARESH H. PATIL,J.]