

CIRCULAR NO. 146

SUBJECT:- Withdrawal of application under Sections 18, 22, and 22A, and starting of suo-motu inquiry.

It has come to the notice of the undersigned that in number of cases applications filed under Section 18 of the Bombay Public Trusts Act, 1950 are allowed to be withdrawn on the purchase filed to that effect by the applicant. In this respect attention of all the Regional Officer is invited to the commentary at Page No. 243 of Shri. K.N. Shah's Act, Edition No. IV. In such cases if the application to withdraw is granted then Regional Officer concerned should on the very same day pass an order converting the said enquiry into suo-motu enquiry and accordingly assign a fresh number to that enquiry and see that the information and evidence is collected by the Inspector and enquiry is proceeded forthwith. Regional Officer's are also directed to give top priority to such cases and see that the same are disposed off expeditiously.

Similarly in case of enquiries pending under Section 22 and 22A of the Bombay Public Trusts Act, 1950, sufficient opportunity should be given to the applicants to submit the requisite particulars. In case they fail to do so or apply to withdraw the application and if such request is granted then the Regional Officer concerned should ordinarily on the very same day pass an order converting the said enquiry into a suo-motu enquiry and assign a fresh number to that enquiry and see that the same fact occurred, that change should go unenquired into and unregistered in our P.T. Register.

This Circular is issued in modification of Circular No. 9 issued on 24th March, 1952, by this office.

M.D. KAMBLI,
Charity Commissioner,
Maharashtra State, Bombay.

Dated: 24th November, 1971.