

CIRCULAR No. 233

SUBJECT- Provision of Section 41C of the B.P.T. Act is not widely known to the public, therefore the Regional Officer should consider.

The attention of the Regional Officers is drawn to Circular No.202 issued by the Charity Commissioner, Maharashtra State, Bombay. It is, however found that the Regional Officers have not paid proper attention to the said circular. It was pointed out in the said circular that the provisions of Section 41C of the Bombay Public Trusts Act, are not widely known to the public and therefore the Regional Officers should consider the feasibility of issuing a Press note for bringing the provisions of the aforesaid section at the appropriate time to the notice of the general public. The Regional Officers do not appear to have taken due notice of this direction issued in any Circular No.202.

It is further pertinent to note that every year the Regional Officers must personally visit some places where the idols of Ganesh are installed. They must check by way of surprise check at such places whether due permission from the Regional Officer was obtained for collecting funds. They must also insist on the production of the accounts of the previous years if the Ganesh Festival is regularly celebrated every year by a particular Samaj or Mandal. In brief, the Regional Officers must insist on a strict compliance with Section 41C of the Bombay Public Trusts Act.

The following two conditions be added to the Annexure "A" to Circular No.202 at the foot of the conditions:-

(10) The permission granted by the Regional Officer should be prominently displayed at the place where Ganesh Festival or such other festival is celebrated. The permission should be readily available for inspection of the Inspector of the Charity Organisation or any other Officer competent to inspect the same.

(11) The accounts of the previous year or years should be produced for inspection if asked for by the Inspector of the Charity Organisation or any other Officer of the Charity Organisation competent to inspect the same.

Dated : 23rd August 1981

G.S.PANDE,
Charity Commissioner, Bombay.