

कर्नाट
धर्मदाय आयुक्त, महाराष्ट्र राज्य
मुंबई यांचे कार्यालय
धर्मदाय आयुक्त भवन, ३ रा मजला
८३, डॉ. अंणा देसाय रोड
बरळी, मुंबई ४०० ०१६

10 AUG 2016

CIRCULAR NO.469/2016 DATED 10-08-2016

All the officers have already been given directions to effectively implement the amended provisions in Section 22 (3A) & (3B) of the Maharashtra Public Trusts Act, 1950 regarding de-registration of the trusts. Following rules may be followed while de-registering the trusts. It may be noted that the Amendment Committee has proposed the State Government to incorporate the said rules in the Act itself. Presently, the said rules may be followed scrupulously.

New Rule 12(A) and 12(B) -

12. (A) There shall be maintained in every Public Trusts Registration Office or Joint Public Trusts Registration Office a register of the trusts de-registered u/s 22 (3A) in the form of Schedule-II-C.

12(B) - Procedure to be followed for deregistration -

(1) Every Deputy or Assistant Charity Commissioner shall ascertain on the basis of the record of the trust before him, whether such trust deserves deregistration as contemplated in Section 22 (3A).

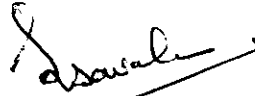
(2) The Deputy or Assistant Charity Commissioner shall then make inquiry of the trust to be deregistered by issuing notice to the trustees on record and a notice in accordance with Rule 7A of the M.P.T. Rules, 1951 to verify whether the trust is liable for deregistration on the grounds mentioned in Section 22(3A) and then pass appropriate order.

(3) In the course of such inquiry, if the Deputy or Assistant Charity Commissioner finds that the trust has movable or immovable properties, then he may take over management of such properties and record it's details in the Schedule-II-C.

(4) The Deputy or Assistant Charity Commissioner shall then pass further orders after hearing objections, if any, for disposal of such properties after ascertaining value of such property.

(5) The Deputy or Assistant Charity Commissioner may, in case the order passed in sub-rule (4) is for the sale of the property, sell it by holding auction after inviting offers by publishing a notice in the two newspapers having a wide circulation in the area where the property is situated on such terms and condition, as he may deem fit.

(6) The Deputy or Assistant Charity Commissioner shall then deposit the sale proceeds in the Public Trusts Administration Fund.



(S. B. Savale)

Charity Commissioner,
Maharashtra State, Mumbai

Copy to: -

- 1) All Joint Charity Commissioners
- 2) All Deputy Charity Commissioners
- 3) All Assistant Charity Commissioners
- 4) Establish Department (office circular/order file)

SCHEDULE – IIC
(Vide Rule 12 A)

Register of public trusts deregistered under section 22(3A) of the M. P. T. Act, 1950

| Sr. No. | Appln./Inq. No. | Name of Trust with detail address | Public Trusts Registration T.R. No. | Societies Registration No. | Details of property, if any | Action taken in respect of property | Date of De-registration & clause of Section 22 under which it is deregistered | Remarks |
|---------|-----------------|-----------------------------------|-------------------------------------|----------------------------|-----------------------------|-------------------------------------|-------------------------------------------------------------------------------|---------|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 |

