

MHRG010005022024



Yakub Baig Trust, Panvel
through its Chief Trustee
Muzaffar Mustafa Baig

Vs

The Assistant Charity Commissioner
Alibag, Dist. Raigad.

Civil Misc. Appln. No. 108/2024

ORDER BELOW EXH. 18

Heard both sides. Perused the reply and record. The original application is filed by the applicant for appointment of new trustees due to expiry of the period of 4 trustees of Yakub Baig Trust. The present application is filed by the objector Mansur Mustafa Baig alleging that he is beneficiary of the trust and also interested in appointment of trustees, whereas the applicant is causing loss to the trust and without appointment of new trustees trying to continue in the management of the trust and therefore he may be added as objector/opponent in this matter.

2. As against this the contention of the applicant is that this is not a proper stage for raising objection to the original application as the Hon'ble Court has not yet invited objections/applications by issuing public notice and therefore application is prematured and liable to be rejected.

3. Undisputedly the original application is filed by the applicant as a chief trustee for appointment of new trustees of the trust as the term of the old trustee expired. There is also no dispute that the present objector namely Mansur Mustafa Baig is one of the beneficiary of the trust and he is also interested in appointment of trustees. No doubt this Court has not yet issued the public notice inviting the objections as well as

applications for appointment of trustees. But being the beneficiary of the trust as well as interested candidate for the appointment of trustees. The objector Mansur Mustafa Baig can be added as opponent in this matter. Hence the following order.

Order

1. Application is allowed.
2. Objector Mansur Mustafa Baig be added as opponent No.2 in this matter.

Alibag
Dt. 11.12.2024

(A. S. Rajandekar)
Principal District Judge,
Raigad Alibag.