

ITEM NO.203

COURT NO.10

SECTION IX

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).726/2003

(From the judgement and order dated 19/12/2002 in WP No. 2005/2002 of The HIGH COURT OF BOMBAY, BENCH AT AURANGABAD)

VASUNDHARA SEVA PRATISHTHAN & ANR.

Petitioner(s)

VERSUS

ANKUR PRATHISTHAN & S. SANSTHA & ORS.

Respondent(s)

(With prayer for interim relief)

(FOR FINAL DISPOSAL)

WITH SLP(C) NO. 1374 of 2003

(With prayer for interim relief and office report)

(FOR FINAL DISPOSAL)

SLP(C) NO. 4234 of 2003

(with appln.(s) for exemption from C/C of the impugned judgment)

(FOR FINAL DISPOSAL)

Date: 03/02/2006 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN KUMAR

HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner(s)

Mr. S.V. Deshpande, Adv.

Mr. Bhaskar Y. Kulkarni, Adv.

Mr. V.N. Raghupathy, Adv.

For Respondent(s)

Mr. Bhaskar Y. Kulkarni, Adv.

Mr. S.V. Deshpande, Adv.

For State of Maharashtra

Ms. Aprajita Singh, Adv.

Mr. S.S. Shinde, Adv.

Mr. V.N. Raghupathy, Adv.

UPON hearing counsel the Court made the following

O R D E R

Special Leave Petition (Civil) No(s).726 of 2003

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The direction contained in para 24 of the impugned judgment to the effect that "the

order dated 20th April, 2002 passed by the Director of Social Welfare, Maharashtra granting

permission in favour of the respondent No. 7 to run "Vrudha Ashram" at Ambejogai is quashed and

set aside", will stand. Rest of the impugned order of the High Court is set aside.

The learned counsel appearing for the respondent No. 1 herein agrees that the question

of grant of permission to run the "Vrudha Ashram" at Ambejogai may be reconsidered by the State

Government after taking into consideration all relevant factors. Accordingly, let the State

Government decide the issue of grant of permission to run the "Vrudha Ashram" at Ambejogai

afresh. The decision be taken by the State Government expeditiously.

This Special Leave Petition is disposed of with these observations.

Special Leave Petition (C) NO. 1374 of 2003

In view of the order passed in Special Leave Petition (Civil) No(s).726/2003, this petition

has become infructuous.

The Special Leave Petition is dismissed as having become infructuous.

Special Leave Petition (Civil) No(s).4234 of 2003

In view of the order passed in Special Leave Petition (Civil) No(s).726/2003, the learned

counsel for the petitioner in this petition seeks liberty to withdraw this Special Leave Petition.

The Special Leave Petition is dismissed as withdrawn.

(Rajesh Dham)

Court Master

(Phoolan Wati Arora)

Court Master