

L. A. BILL No. XCV OF 2025.

A BILL

further to amend the Maharashtra Public Trusts Act.

XXIX of WHEREAS it is expedient further to amend the Maharashtra Public
1950. 5 Trusts Act, for the purposes hereinafter appearing; it is hereby enacted in the
Seventy-sixth Year of the Republic of India as follows :—

1. This Act may be called the Maharashtra Public Trusts (Third
Amendment) Act, 2025.

Short
title.

XXIX of 2. In section 5 of the Maharashtra Public Trusts Act, in sub-section (2A),
1950. 10 in clause (b), sub-clause (iv) shall be deleted.

Amendment
of section 5
of XXIX of
1950.

STATEMENT OF OBJECTS AND REASONS

The Maharashtra Public Trusts Act (XXIX of 1950) is enacted to regulate and to make better provision for the administration of public, religious and charitable trusts in the State of Maharashtra.

2. The Supreme Court, in case of All India Judges Association and Others vs. Union of India and Others (2025 INSC 735), in its judgment dated the 20th May 2025, has held that, all the High Courts and the State Governments in the country shall amend the relevant service rules to the effect that candidates desirous of appearing in the examination for the post of Civil Judge (Junior Division) must have practiced for a minimum period of three years to be eligible for the said examination.

3. Sub-clause (iv) of clause (b) of sub-section (2A) of section 5 of the said Act provides that, a person to be appointed as an Assistant Charity Commissioner shall be a person who is a fresh Law Graduate and who has secured degree in Law in the first attempt and has secured not less than fifty-five per cent. of marks in the final year examination of Bachelor's Degree or Master's Degree.

Considering the similar nature of duties and adjudicatory functions of the Assistant Charity Commissioner and in order to give effect to the directions of the Supreme Court, the Government of Maharashtra considers it expedient to amend said section 5 of the said Act, suitably.

4. The Bill seeks to achieve the above objectives.

Mumbai,

Dated the 21st November, 2025.

DEVENDRA FADNAVIS,

Chief Minister.

ANNEXURE TO THE L.A.BILL No. XCV OF 2025

THE MAHARASHTRA PUBLIC TRUSTS

(THIRD AMENDMENT) BILL, 2025.

(Extracts from the Maharashtra Public Trusts Act, 1950)

(Mah. XXIX of 1950)

1. to 4.

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5. (1) and (2)

* * * *

(2A) A person to be appointed as an Assistant Charity Commissioner shall be a person-- Deputy and Assistant Charity Commissioners.

(a)

* * * *

(b) (i) to (iii)

* * * *

(iv) who is a fresh Law Graduate and who,--

(a) has secured a degree in law in the first attempt; and

(b) has secured not less than fifty-five per cent. of marks in the final year examination of Bachelor's Degree or Master's Degree in Law from any University established by Law or any other University recognised by the State Government in this behalf; or

(v)

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(c) and (d)

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(3)

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6. to 88.

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SCHEDULES

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**MAHARASHTRA LEGISLATURE
SECRETARIAT**

[L.A.BILL No.XCV OF 2025.]

**[A Bill further to amend the
Maharashtra Public Trusts Act.]**

**[SHRI DEVENDRA FADNAVIS,
Chief Minister]**

**JITENDRA BHOLE,
Secretary-1,
Maharashtra Legislative Assembly.**