NOTICE TO ALL IAP MEMBERS REGARDING THE ILLEGAL IAP ELECTION BY DR. DHRUV S. MEHTA, L-1119

Dear IAP members, This has come to our notice that Dr. Dhruv S. Mehta,PT styling himself as the Election Officer for CEC election 2013-2015 has posted ballot papers to IAP members. There is a stay order given by the Honourable Charity Commissioner dated 05/08/2013(displayed below). This process is illegal and a legal criminal offence as per Act No.70 of contempt of Courts Act of 1971. The entire election process by Dr. Dhruv Mehta is an ex *dolo malo* activity and hence invalid.

Order below Exh. 2 in Appeal No. 22 of 2013 under Section 70 of the Maharashtra Public Trusts Act, 1950 In the matter of The Indian Association of Physiotherapists, P.T.R. No. F/1335 (Mumbai). Heard the learned advocate Shri Ganesh Chavan for the (1) . applicant. Perused the documents. (2) Brief facts giving rise to the present application are as follows: -This is about the trust - The Indian Association of Physiotherapists registered under the Bombay Public Trusts Act, 1950 bearing P.T.R. No. F/1335/Mumbai. The applicant is the priginal reporting trustee in Change Report No. 1738 of 2011. The earned Deputy Charity Commissioner, Greater Mumbai Region, Mumbai by Judgment and Order dated 4-7-2013 rejected the change report. Being aggrieved by the same, the appeal is preferred and the present application is filed for staying the effect of the order impugned. The learned advocate for the applicant has questioned the directions given by the learned Authority below about the

election process while rejecting the change report. It is well settled that the change report inquiry is a judicial inquiry to ascertain the legality and validity of the change and nothing more than that. It appears from the order impugned that the learned Authority below has issued substantive orders and directions about the election process. In view of this, the following order is passed: -

-: ORDER :-

- i. The execution, implementation and operation of the Judgment and Order dated 4-7-2013 passed by the Deputy Charity Commissioner, Greater Mumbai Region, Mumbai in Change Report No. ACC/Hosp/1738/2011 is hereby stayed till further orders.
- ii. Issue notice to the respondent returnable on 13-08-2013 at 02.30 p.m. as to why the ex parte ad-interim order should not

be confirmed. COMMISSION OF SIR 13

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Place: - Mumbai.

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(V. K. Jadhav) 578713

Charity Commissioner,

Maharashtra State, Mumbai.

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भर्मादाय आयुक्त महाराष्ट्र काज्य वीचे कार्यालय, मुंब