The Bombay Public Trusts Act, 1950 Cheat Sheet by Dr Milind Audichya (drmkaudichya) via cheatography.com/202141/cs/42894/

ACT DETAILS

Short Title	The Bombay Public Trusts Act, 1950
Act Year	1950
Act Number	24
Department	Legal Department
Туре	State - Gujarat
Long Title	An Act to regulate and to make better provision for the administration of public religious and charitable trusts in the State of Bombay.
Enactment Date	14-08-1950
Chapters(12)	I-XII
Sections(88)	1-88
Schedule (3)	A, AA, B
The Bombay Public Trusts Act	Click to access act in English

CHAPTERS		
CHAPTER	CHAPTER TITLE	SECTIONS
I	PRELIMINARY	1-2A
II	ESTABLISHMENT	3-8
III	CHARITABLE PURPOSES AND VALIDITY OF CERTAIN PUBLIC TRUSTS	9-13
IV	REGISTRATION OF PUBLIC TRUSTS	14-31
V	ACCOUNTS AND AUDIT	32-36
VI	CONTROL	37-41A
VII	OTHER FUNCTIONS AND POWERS OF CHARITY COMMISSIONER	42-56B
VII-A	SPECIAL PROVISION AS RESPECTS RELIGIOUS AND CHARITABLE INSTITUTIONS AND ENDOWMENTS WHICH VEST IN, OR THE MANAGEMENT OF WHICH VESTS IN, THE STATE GOVERNMENT.	56C-56T
VIII	PUBLIC TRUSTS ADMINISTRATION FUND	57-61
IX	ASSESSORS	62-65
Х	OFFENCES AND PENALTIES	66-67

CHAPTERS (cont)

XI	FUNCTIOS OF CHARITY COMMISSIONERS, PROCEDURE, JURISDICTION APPEALS	68- 77
XII	MISCELLANEOUS	77- 88

Land	mark Judgements		
SR.	CASE	PARTICULAR	LINK
NO.			
1	Vinodchandra Sakarlal		AIR 2020
	Kapadia etc. vs. State of		SUPREME
	Gujarat and Ors.		COURT
			5138

CHAPTER I	
CHAPTER TITLE	PRELIMINARY
SECTION	PARTICULAR
1	Short title, extent, operation and application.
2	Definitions
2A	[Deleted]
2B	Construction of certain references in the Act in their application to that part of Gujarat to which the Act extends

CHAPTER II CHAPTER ESTABLISHMENT TITLE SECTION PARTICULAR 3 **Charity Commissioner** Joint Charity Commissioners 3A 4 Qualifications for appointment of Charity Commissioner 5 Deputy and Assistant Charity Commissioners 6 Subordinate Officers 6A Charity Commissioner and other officers to be servants of State Government 6B Cost of pay, pension, etc., of Charity Commissioner, etc., to be paid to Government out of the Public Trusts Administration Fund 7 Assessors



By **Dr Milind Audichya** (drmkaudichya)

Not published yet. Last updated 30th March, 2024. Page 1 of 5. Sponsored by Readable.com Measure your website readability! https://readable.com

CHAPTER II (cont)

8

Delegations

CHAPTER I	II.
CHAPTER TITLE	CHARITABLE PURPOSES AND VALIDITY OF CERTAIN PUBLIC TRUSTS
SECTION	PARTICULAR
9	Charitable purposes
10	Public trust not to be void on ground of uncertainty
11	Public trust not void on ground that it is void for non-ch- aritable or nonreligious purpose
12	Public trust not void on ground of absence of obligation
13	Public trust not void on failure of specific object of society, etc. ceasing to exist

CHAPTER IV

CHAPTER TITLE	REGISTRATION OF PUBLIC TRUSTS.
SECTION	PARTICULAR
14	Regions and sub-regions
15	Public Trusts Registration Offices
16	Deputy or Assistant Charity Commissioner to be in charge of Public Trusts Registration Office
17	Books, indices and registers
18	Registration of public trusts
19	Inquiry for registration
20	Findings of Deputy or Assistant Charity Commissioners
21	Entries in register
22	Change
22A	Further inquiry by Deputy or Assistant Charity Commissioner

CHAPTER IV (cont)

22B	0	ration of trust property in the name of public trust, which eady been registered, etc
22C	0	ation of particulars of immovable property of trusts registered with certain officers and authorities
23		ure where trust property is situated in several regions regions
24	Stay of	inquiry
25		regarding public trust not to be held by more than one or Assistant Charity Commissioner
26	Court t	o forward copy of decision to Charity Commissioner
27	[Repea	led.]
28		trusts previously registered under enactments ed in Schedule
28A		f entries relating to immovable property to be sent to gistrar, revenue and local authorities.
28B	[Delete	d.]
29	Public	trust created by will
30		of particulars of immovable property and scripts d in register.
31	Bar to	hear or decide suits
СНАР	PTER V	
CHAP		ACCOUNTS AND AUDIT
TITLE		
SECT	ION	PARTICULAR
32		Maintenance of Accounts
33		Balancing and auditing of accounts
34		Auditor's duty to prepare balance sheet and to report irregularities, etc

C

By **Dr Milind Audichya** (drmkaudichya) Not published yet. Last updated 30th March, 2024. Page 2 of 5.

35

36

Sponsored by Readable.com Measure your website readability! https://readable.com

Alienation of immovable property of public trust

Investment of public trust money

The Bombay Public Trusts Act, 1950 Cheat Sheet by Dr Milind Audichya (drmkaudichya) via cheatography.com/202141/cs/42894/

CHA	рπ	 V/
		V.

CHAPTER TITLECONTROLSECTIONPARTICULAR37Power of inspection and supervision38Explanation on report of auditor39Report to Charity Commissioner40Decision of Charity Commissioner on report under section 3941Order of surcharge41APower of Charity Commissioner to issue directions to trustees and other persons		
37Power of inspection and supervision38Explanation on report of auditor39Report to Charity Commissioner40Decision of Charity Commissioner on report under section 3941Order of surcharge41APower of Charity Commissioner to issue directions to		CONTROL
38Explanation on report of auditor39Report to Charity Commissioner40Decision of Charity Commissioner on report under section 3941Order of surcharge41APower of Charity Commissioner to issue directions to	SECTION	PARTICULAR
39Report to Charity Commissioner40Decision of Charity Commissioner on report under section 3941Order of surcharge41APower of Charity Commissioner to issue directions to	37	Power of inspection and supervision
40Decision of Charity Commissioner on report under section 3941Order of surcharge41APower of Charity Commissioner to issue directions to	38	Explanation on report of auditor
 41 Order of surcharge 41A Power of Charity Commissioner to issue directions to 	39	Report to Charity Commissioner
41A Power of Charity Commissioner to issue directions to	40	, ,
	41	Order of surcharge
	41A	5

CHAPTER VII

CHAPTER TITLE	OTHER FUNCTIONS AND POWERS OF CHARITY COMMISSIONER
SECTION	PARTICULAR
42	Charity Commissioner to be Corporation sole
43	Charity Commissioner to be Treasurer of Charitable Endowments under Act, VI of 1890
44	Charity Commissioner can act as trustee of public trusts
45	Charity Commissioner may with consent be appointed trustee of settlement by grantor
46	Appointment of Charity Commissioner as trustee under will
47	Power of Court to appoint new trustee or trustees as the case may be
47A	Power to Court to vest property in new trustee
47AA	ower of Charity Commissioner to apply to Court for appointment of new trustee where trustee convicted under Act
47B	Court not to appoint Charity Commissioner as trustee of religious trust and Charity Commissioner not to accept such trust if management of religious affairs is involved
48	Levy of administrative charges

C

By **Dr Milind Audichya** (drmkaudichya) Not published yet. Last updated 30th March, 2024. Page 3 of 5.

Sponsored by **Readable.com** Measure your website readability! https://readable.com

cheatography.com/drmkaudichya/

CHAPTER VII (cont)

	Trans	fer of property by Charity Commissioner
50	Suits	relating to public trusts
50A		r of Charity Commissioner to frame, amalgamate or y schemes
51	Conse	ent of Charity Commissioner for institution of suit
52		application of sections 92 and 93 of Civil Procedure Code olic trusts
52A	Suit a time	gainst assignee for valuable consideration not barred by
53	Beque	est under will for benefit of public trust
54	Dharr	nada
55	Cypre	s
56	Court	's power to hear application
56A	Powe	rs of trustee to apply for directions
56B	Proce	edings involving question affecting public charitable or
	religio	bus purpose
СНАЕ	PTER V	11-A
CHAF	TFR	SPECIAL PROVISION AS RESPECTS RELIGIOUS
CHAF	PTER	SPECIAL PROVISION AS RESPECTS RELIGIOUS AND CHARITABLE INSTITUTIONS AND
		AND CHARITABLE INSTITUTIONS AND
	Ξ	AND CHARITABLE INSTITUTIONS AND ENDOWMENTS WHICH VEST IN, OR THE MANAGEMENT OF WHICH VESTS IN, THE STATE
TITLE	Ξ	AND CHARITABLE INSTITUTIONS AND ENDOWMENTS WHICH VEST IN, OR THE MANAGEMENT OF WHICH VESTS IN, THE STATE GOVERNMENT
TITLE	Ξ	AND CHARITABLE INSTITUTIONS AND ENDOWMENTS WHICH VEST IN, OR THE MANAGEMENT OF WHICH VESTS IN, THE STATE GOVERNMENT PARTICULAR Provisions of Chapter VII-A to apply to certain
SECT 56C	Ξ	AND CHARITABLE INSTITUTIONS AND ENDOWMENTS WHICH VEST IN, OR THE MANAGEMENT OF WHICH VESTS IN, THE STATE GOVERNMENT PARTICULAR Provisions of Chapter VII-A to apply to certain endowments Vesting, or transfer of management, of certain
SECT 56C 56D	Ξ	AND CHARITABLE INSTITUTIONS AND ENDOWMENTS WHICH VEST IN, OR THE MANAGEMENT OF WHICH VESTS IN, THE STATE GOVERNMENT PARTICULAR Provisions of Chapter VII-A to apply to certain endowments Vesting, or transfer of management, of certain endowments
TITLE SECT 56C 56D 56E	Ξ	AND CHARITABLE INSTITUTIONS AND ENDOWMENTS WHICH VEST IN, OR THE MANAGEMENT OF WHICH VESTS IN, THE STATE GOVERNMENT PARTICULAR Provisions of Chapter VII-A to apply to certain endowments Vesting, or transfer of management, of certain endowments Committees of management
TITLE SECT 56C 56D 56E 56F	Ξ	AND CHARITABLE INSTITUTIONS AND ENDOWMENTS WHICH VEST IN, OR THE MANAGEMENT OF WHICH VESTS IN, THE STATE GOVERNMENT PARTICULAR Provisions of Chapter VII-A to apply to certain endowments Vesting, or transfer of management, of certain endowments Committees of management Term of office of members of committee
TITLE SECT 56C 56D 56E 56F 56G	Ξ	AND CHARITABLE INSTITUTIONS AND ENDOWMENTS WHICH VEST IN, OR THE MANAGEMENT OF WHICH VESTS IN, THE STATE GOVERNMENT PARTICULAR Provisions of Chapter VII-A to apply to certain endowments Vesting, or transfer of management, of certain endowments Committees of management Term of office of members of committee Disqualification of membership

The Bombay Public Trusts Act, 1950 Cheat Sheet by Dr Milind Audichya (drmkaudichya) via cheatography.com/202141/cs/42894/

CHAPTER VII-A	(cont)
---------------	--------

56K	Power of Committee to appoint sub-committees
56L	Secretary and other officers of Committee
56M	Terms and conditions of service of Secretary and other servants
56N	General duties of committee
560	Act of committee not invalid by reason of vacancy or defect
56P	Power of State Government to issue directions
56Q	Power of Charity Commissioner to require duties of committee to be performed and to direct expenses in respect thereof to be paid from fund of committee, etc
56R	Power to supersede a committee
56S	Power to make regulations
56T	Non-application of certain provisions of this Act to endowments

CHAPTER VIII

CHAPTER TITLE	PUBLIC TRUSTS ADMINISTRATION FUND
SECTION	PARTICULAR
57	Public Trusts Administration Fund
58	Contribution by public trusts to Public Trusts Administration Fund
59	Penalties as recovery of contribution
60	Application of Public Trusts Administration Fund
61	State Government to direct crediting of funds consti- tuted under any Act in Schedule to Public Trusts Administration Fund constituted under this Chapter

CHAPTER IX	
CHAPTER TITLE	ASSESSORS
SECTION	PARTICULAR
62	Lists of Assessors
63	Person summoned to attend at the time and place specified
64	Cases in which assessors shall be summoned
65	Number of assessors to be called

CHAPTER X	
CHAPTER TITLE	OFFENCES AND PENALTIES
SECTION	PARTICULAR
66	Penalty
67	Other offences

CHAPTER XI	
CHAPTER TITLE	FUNCTIOS OF CHARITY COMMISSIONERS, PROCEDURE, JURISDICTION APPEALS
SECTION	PARTICULAR
68	Duties, functions and powers of Deputy or Assistant Charity Commissioner
69	Duties, functions and powers of Charity Commissioner
70	Appeals from findings of Deputy or Assistant Charity Commissioner
70A	Charity Commissioner to call for and examine record and proceedings before Deputy or Assistant Charity Commissioner
71	Appeal to Bombay Revenue Tribunal
72	Application from Charity Commissioner's decision under section 40, 41 or 70, etc
73	Officers holding inquiries to have powers of Civil Court
74	Inquiries to be judicial inquiries
75	Limitation
76	Civil Procedure Code to apply to proceedings under this Act

С

By **Dr Milind Audichya** (drmkaudichya) Not published yet. Last updated 30th March, 2024. Page 4 of 5. Sponsored by Readable.com Measure your website readability! https://readable.com

CHAPTER XI (cont)

77 Recovery of sums due under section 18, 41 or 48 or rules

CHAPTER X	II
CHAPTER TITLE	MISCELLANEOUS
SECTION	PARTICULAR
78	Charity Commissioner and other officers and assessors to be public servants
79	Decision of property as public trust property
79A	Recovery of costs and expenses incurred on legal proceedings by Charity Commissioner, etc
79B	Costs of proceedings before Courts including High Court
79C	Costs of proceedings before Charity Commissioner, etc
79CC	Compensatory costs for frivolous or vexatious procee- dings before Charity Commissioner, etc
79D	Court fee to be paid as prescribed by Schedule B
80	Bar of jurisdiction
81	Indemnity from suits and proceedings
82	Trial of offences under this Act
83	Previous sanction of Charity Commissioner necessary for prosecution.
84	Rules
85	Repeal
86	Further repeals and savings consequent on commen- cement of Bom. XXIX of 1950, in other areas of State
87	Act not to apply to certain wakfs to which Act XXIX of 1954 applies or to Gurudwara governed by Hyderabad Act XXXVII of 1956
88	Provision for removal of difficulties

C

By **Dr Milind Audichya** (drmkaudichya)

Not published yet. Last updated 30th March, 2024. Page 5 of 5. Sponsored by Readable.com Measure your website readability! https://readable.com