

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 4235 OF 2014

IN THE MATTER OF:

THE BOARD OF CONTROL FOR
CRICKET IN INDIA

.....PETITIONER

VERSUS

CRICKET ASSOCIATION OF BIHAR
& ORS.

.....RESPONDENTS

REPORT OF THE AMICUS CURIAE UPTO 09.05.2019

1. This Hon'ble Court vide order dated 14.03.2019 observed as follows:

“.....

By consent of all the parties, Mr. P.S. Narasimha, learned Amicus Curiae, is appointed by this Court to act as a Mediator in relation to any dispute that might arise in the instant interlocutory applications pending before us.

Till Mr. Narasimha, learned Amicus Curiae, submits a report, we consider it desirable that no Court/Tribunal in India shall entertain or proceed with any matter pertaining to BCCI or any State Cricket Association(s) involved.”

2. Pursuant to the above order passed by the Court, the Amicus Curiae has met several parties and even held joint meetings with the State association on the one hand and the Committee of Administrators on the other hand. A list of all such meetings is being enclosed herewith and marked as **ANNEXURE-1**.
3. That in view of the meetings held with the State Associations and several intervenors before this Hon'ble Court the following issues have been resolved:

| S. No. | State Association and the I.A. No. | Conclusion |
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| 1. Odisha | | |
| 1A | I.A. No. 167724-25 of 2018 filed by the Union Sporting Club. (Mr. Amit A. Pai, Advocate) | <p>The grievance in the IA is regarding exclusion of the Union Sporting Club from the Odisha State Cricket Association. During mediation it has come to light that the Union Sporting Club has been added as a member and accordingly the applicant has agreed to withdraw the IA.</p> <p style="text-align: center;">In any event, if there arises a dispute regarding the membership of any club in the State Association, the clubs may adopt such legal remedies as available.</p> |
| 1B | I.A. No. 8251 & 8255 of 2019 filed by Shaheed Sporting Club & Rameshwar Sporting Club. [Mr. R. Chandrachud, Advocate] | <p>The Applicants challenge the wrongful exclusion of their sporting club from the membership of the Odisha State Cricket Association. After mediation, the parties agreed to withdraw the IA with permission to pursue such legal remedies as available to them.</p> |

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| 1C | <p>I.A. No. 168786 & 168793 of 2018 filed by Harinarayan Pujari & Ors. [Mr. Ashok Panigrahi, Advocate]</p> | <p>The grievance of the Applicant is that clubs other than Cuttack have not been given voting rights. As this is a dispute of membership to the State Association, the remedy need not be in the Supreme Court. After mediation the parties have agreed that they will withdraw the IA and pursue such remedies as available under the law.</p> |
| 1D | <p>I.A. No. 11698 & 11702 of 2019 filed by the Mangala Club. [Mr. Sandeep Devashish Das]</p> | <p>The grievance in the IA is regarding exclusion of the Mangala Club from the Odisha State Cricket Association. During mediation it has come to light that the Mangala Club has been added as a member and accordingly the applicant has agreed to withdraw the IA.</p> <p>In any event, if there arises a dispute regarding the membership of any club in the State Association, the clubs may adopt such legal remedies as available.</p> |

| 2. PONDICHERRY | | |
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| 2A | I. A. No. 102722 of 2018 filed by Pondicherry Cricket Association through Kalaimani. [Mr. Aditya Verma, Advocate] | All these Applicants seek recognition of Pondicherry Cricket Association as the member of BCCI. By its decision dated 20.10.2017 CoA had recognised Cricket Association of Pondicherry as the member of BCCI. These IA's challenge the validity of the order dated 20.10.2017 passed by the CoA. During mediation it was agreed by the Counsels that they will withdraw these applications and challenge the impugned order as per the remedies available as per law. Accordingly, these IA's can be disposed of as withdrawn with liberty to challenge it before an appropriate forum. |
| 2B | I.A. No. 55723 of 2017 filed by Pondicherry Cricket Association through Kalaimani. [Mr. Aditya Verma, Advocate] | |
| 2C | I. A. No. 105636 of 2018 filed by Pondicherry Cricket Association through G. Velmurugan. [Mr. R. Chandrachud, Advocate] | |
| 2D | I.A. No. 39270 of 2017 filed by Pondicherry Cricket Association through G. Velmurugan. [Mr. R. Chandrachud, Advocate] | |
| 2E | I.A. No. 94554 of 2018 filed by K. Sundar [Ms. Ruchi Kohli, Advocate] | |
| | | The Applicant preferred the instant application challenging the averments made by the representatives of Pondicherry Cricket Association. In view of the fact that the said applications are being withdrawn as abovestated, the instant application becomes infructuous and may be disposed of accordingly. |

| 3. Karnataka | | |
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| 3A | I.A. No. 37 of 2017 filed by the Karnataka State Cricket Association. [Mr. Balaji Srinivasan, Advocate] | The applicants raised a large number of issues in the IAs, with regard to provisions of the proposed Constitution of the State Association. The applicants had multiple meetings with the Amicus and thereafter the Amicus discussed these issues with the CoA. In the joint meeting between the applicants, AC and CoA an agreement was arrived at, resolving all the issues. A copy of the minutes of meeting is enclosed for the perusal of the Court. In view of the settlement, the IA's may be disposed in terms of the settlement. |
| 3B | I.A. No. 46 of 2017 filed by the Karnataka State Cricket Association. [Mr. Balaji Srinivasan, Advocate] | |
| 3C | I.A. No. 110710 of 2017 filed by the Karnataka State Cricket Association. [Mr. Balaji Srinivasan, Advocate] | |
| 3D | I.A. No. 137988 of 2018 filed by the Karnataka State Cricket Association. [Mr. Balaji Srinivasan, Advocate] | |
| 3E | I.A. No. 15567 of 2018 filed by the Karnataka State Cricket Association. [Mr. Balaji Srinivasan, Advocate] | |

| 4. Maharashtra | | |
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| 4A | I.A. No. 41 of 2017 filed by Maharashtra Cricket Association [Ms. Neela Gokhle, Advocate] | The applicants raised a large number of issues in the IAs with regard to provisions of the proposed Constitution of the State Association. The applicants had multiple meetings with the Amicus and thereafter the Amicus discussed these issues with the CoA. In the joint meeting between the applicants, AC and CoA an agreement was arrived at, resolving all the issues. A copy of the minutes of meeting is enclosed for the perusal of the Court. In view of the settlement, the IA's may be disposed in terms of the settlement. |
| 4B | I.A. No. 18753 of 2017 filed by Maharashtra Cricket Association [Ms. Neela Gokhle, Advocate] | |
| 4C | I.A. No. 83844 of 2017 filed by Maharashtra Cricket Association [Ms. Neela Gokhle, Advocate] | |
| 4D | I.A. No. 78398 of 2018 filed by Maharashtra Cricket Association [Ms. Neela Gokhle, Advocate] | |
| 4E | I.A. No. 160090 of 2018 filed by Maharashtra Cricket Association [Ms. Neela Gokhle, Advocate] | |

5. Baroda

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| 5A. | I.A. 9216 of 2019 filed by Baroda Cricket Association [Mr. Kabir Hathi, Advocate] | <p>The grievances of the applicant were successfully mediated. A copy of the minutes of meeting is enclosed for the perusal of the Court.</p> <p>In view of the settlement, the IA may be disposed in terms of the settlement.</p> |
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| 6. Saurashtra | | |
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| 6A | I.A. 93022 of 2017 filed by the Saurashtra Cricket Association. [Ms. Liz Mathew, Advocate] | The applicants raised a large number of issues in the IAs with regard to provisions of the proposed Constitution of the State Association.. The applicants had multiple meetings with the Amicus and thereafter the Amicus discussed these issues with the CoA. In the joint meeting between the applicants, AC and CoA an agreement was arrived at, resolving all the issues. A copy of the minutes of meeting is enclosed for the perusal of the Court. In view of the settlement, the IA's may be disposed in terms of the settlement. |
| 6B | I.A. 171525 of 2018 filed by the Saurashtra Cricket Association. [Ms. Liz Mathew, Advocate] | |
| 6C | I.A. 128645 of 2017 filed by the Saurashtra Cricket Association. [Ms. Liz Mathew, Advocate] | |
| 6D | I.A. 136439 of 2018 filed by the Saurashtra Cricket Association. [Ms. Liz Mathew, Advocate] | |

| 7. Himachal Pradesh | | |
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| 7A | I.A. 42 of 2017 filed by the Himachal Pradesh Cricket Association. [Mr. Siddhartha Garg, Advocate] | The applicants raised a large number of issues in the IAs with regard to provisions of the proposed Constitution of the State Association.. The applicants had multiple meetings with the Amicus and thereafter the Amicus discussed these issues with the CoA. In the joint meeting between the applicants, AC and CoA an agreement was arrived at, resolving all the issues. A copy of the minutes of meeting is enclosed for the perusal of the Court. In view of the settlement, the IA's may be disposed in terms of the settlement. |
| 7B | I.A. 139483 of 2018 filed by the Himachal Pradesh Cricket Association. [Mr. Siddhrtha Garg, Advocate] | |
| 7C | I.A. 8890 of 2019 filed by he Himachal Pradesh Cricket Association. [Mr. Siddhrtha Garg, Advocate] | |

| 8. Jharkhand | | |
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| 8A | I.A. No. 32 of 2017 filed by Jharkhand State Cricket Association [Mr. Rajiv Singh, Advocate] | The applicant raised a large number of issues in the IAs with regard to provisions of the proposed Constitution of the State Association. The applicants had multiple meetings with the Amicus and thereafter the Amicus discussed these issues with the CoA. In the meeting between the applicants and the AC, an agreement was arrived at, resolving all the issues. A copy of the minutes of meeting is enclosed for the perusal of the Court. |
| 8B | I.A. 121303 of 2017 filed by Jharkhand State Cricket Association [Mr. Rajiv Singh, Advocate] | In view of the settlement, the IA's may be disposed in terms of the settlement. |

9. Tripura Cricket Association

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| 9A | <p>Mr. Timir Chanda, Member representing United Friends, affiliated to Tripura Cricket Association, Tapash Ghosh, Member representing Polestar affiliated to Tripura Cricket Association, Manoj Das, Member representing Bloodmouth affiliated to Tripura Cricket Association and Rajesh Debbarma, Member representing Cosmopolitan, affiliated to Tripura Cricket Association met the Amicus.</p> | <p>Members of the Tripura Cricket Association met the AC and have informed him that at present, an AdHoc Committee of Administrators appointed by the Hon'ble High Court of Tripura are in charge of the day-to-day functioning of the Association. The members have prayed for a direction to the Tripura Cricket Association to hold elections at the earliest.</p> <p>The Amicus verified with CoA and it is seen that the Tripura Cricket Association is fully complaint with all the directions.</p> <p>The Hon'ble High Court vide order dated 05.02.2019 said that the process of elections in the State Association must be started.</p> |
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10. Punjab Cricket Association

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| 10A | Mr. R.P. Singla, Hon. Secretary, Punjab Cricket Association and Mr. Deepak Sharma, COO, Punjab Cricket Association met the Amicus. | Representatives of the Punjab Cricket Association met the AC and raised some issues regarding provisions of the proposed Constitution of the State Association. During the meeting between the Amicus and the representatives of the State Association, an agreement was arrived at, resolving all the issues. A copy of the minutes of meeting is enclosed for the perusal of the Court. |
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11.Mumbai Cricket Association

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| 11A | <p>Mr. Ravi Savant, former President, Mumbai Cricket Association, Dr. Unmesh Khanvilkar, AdHoc Committee Member, Mumbai Cricket Association, Navin Shetty, AdHoc Committee Member, Mumbai Cricket Association, Ganesh Iyer, AdHoc Committee Member, Mumbai Cricket Association and C.S. Naik, CEO and AdHoc Committee Member, Mumbai Cricket Association met the Amicus.</p> | <p>Representatives of the Mumbai Cricket Association met the AC and raised issues peculiar to their State Association regarding provisions of the proposed Constitution of the State Association.</p> <p>During the Joint meeting of the Amicus, the CoA and the representatives of the State Association, an agreement was arrived at, resolving all the issues. A copy of the minutes of meeting is enclosed for the perusal of the Court.</p> |
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In addition to the State Associations mentioned above, other State Associations have also met the AC and discussed their issues with him. The following State Associations, as per their protocol, have agreed to convey the proposals of the CoA and the Amicus for the purpose of resolving the issues to their General Body and revert once a decision has been reached at by their General Body.

| 12. Bengal Cricket Association | | |
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| 12A. | I.A. No. 8235 of 2019 filed by the Bengal Cricket Association. [Mr. Sahil Tagotra, Advocate] | The information provided by the CoA is that Bengal Cricket Association is compliant on all respects except for one, i.e. it had not given voting rights to international players in its General Body. The Amicus had a meeting |
| 12B | I.A. No. 8240 of 2019 filed by the Bengal Cricket Association. [Mr. Sahil Tagotra, Advocate] | with the Advocate representing the Bengal Cricket Association. The Amicus also had a word with the President of the Association, who has stated that the decision on this will be taken by the General Body and that he would revert upon a decision being taken. |

| 13. Chhattisgarh State Cricket Sangh | | |
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| 13A. | I.A. No. 48 of 2017 filed by the Chhattisgarh State Cricket Sangh. [Mr. Amol Chitale, Advocate] | The applicant raised a large number of issues in the IAs with regard to provisions of the proposed Constitution of the State Association. The applicants had multiple meetings with the Amicus and thereafter the Amicus discussed these issues with the CoA. In the Joint meeting |
| 13B | I.A. 144204 of 2018 filed by the Chhattisgarh State Cricket Sangh. [Mr. Amol Chitale, Advocate] | between Mr. Rajesh Dave, Member, Mr. Vijay Shah, Member, and Mr. Amol Chitale, Advocate representing the State Association, the CoA and the AC, a few proposals were put forth to the State Association, and the representatives have stated that the decision on this will be taken by the General Body and that they would revert upon a decision being taken. |

| 14. Madhya Pradesh Cricket Association | | |
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| 14A. | I.A. No. 34 of 2017 filed by the Madhya Pradesh Cricket Association. [Mr. Amol Chitale, Advocate] | The applicant raised a large number of issues in the IAs with regard to provisions of the proposed Constitution of the State Association. The applicants had multiple meetings with the Amicus and thereafter the Amicus discussed these issues with the CoA. In the Joint meeting |
| 14B | I.A. 169168 of 2018 filed by the Madhya Pradesh Cricket Association. [Mr. Amol Chitale, Advocate] | between Mr. Milind Kanmadikar, Hon. Secretary, Mr. Rohit D. Pandit, C.A.O., , and Mr. Amol Chitale, Advocate representing the State Association, the CoA and the AC, a few proposals were put forth to the State Association, and the representatives have stated that the decision on this will be taken by the General Body and that they would revert upon a decision being taken. |

P.S. NARASIMHA, Amicus Curiae