

CDJ 2019 SC 1612

Civil Appeal Nos. 4235 of 2014 With IA Nos. 8255, 8240, 11702, 7354, 9216, 7345 of 2019, 167725, 185944, 15567, 12943, 171525, 170134, 168793, 169168 of 2018, 110244, 55731, 128645/2017 With Conmt.Pet.(C) No. 47 of 2017 In C.A. No. 4235 of 2014 W.P.(C) No. 287 of 2017 (PIL-W), 79 of 2019

Board of Control For Cricket In India & Others Versus Cricket Association Of Bihar & Others

14/03/2019

THE HONOURABLE MR. JUSTICE S.A. BOBDE & THE HONOURABLE MR. JUSTICE ABHAY MANOHAR SAPRE

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## O R D E R

When the matter was taken up today, Mr. P.S. Narasimha, learned Amicus Curiae, has pointed out two issues before this Court viz., (a) One is regarding applications for rectification of the Registered BCCI Constitution and (b) another is regarding applications for release of funds.

As far as issue (a) is concerned, we consider it appropriate to request Mr. Narasimha, learned Amicus Curiae to look into this matter and make appropriate recommendations to the Committee of Administrators (CoA). In case the parties are not satisfied with those recommendations, they may approach this Court for passing appropriate orders.

As far as issue (b) is concerned, it is pointed out that certain applications for release of funds have been filed by the Cricket Associations of Maharashtra, Madhya Pradesh, Saurashtra, Himachal Pradesh and Kerala and some others. We request Mr. Narasimha, learned Amicus Curiae to look into this matter and make appropriate recommendations to the Committee of Administrators (CoA) before the next date of hearing.

Mr. Parag P. Tripathi, learned Senior Counsel appearing for the Committee of Administrators, states that it will take adequate/appropriate steps to protect the Pune Stadium of Maharashtra Cricket Association and discharge the liability in respect thereof.

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. Fee of the learned Mediator shall be paid by the Board of Control for Cricket in India (BCCI).

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.

List these matters except Writ Petition (Civil) No.79/2019 and I.A. No.31 of 2017 in C.A. No.4235 of 2014, at 2 P.M. on 11.4.2019, 25.04.2019, and 02.05.2019 before the same Special Bench.

Writ Petition (Civil) No.79/2019

Heard.

The only prayer which is pressed on behalf of the petitioners viz., Kerala Cricket Association and another in the instant writ petition is that a direction be issued to register the amended bye-laws of the Kerala Cricket Association (for short, the 'KCA') which according to them, are in accordance with the judgment and order of this Court dated 9.8.2018 in Civil Appeal No.4235 of 2014. The amended bye-laws are said to have been approved by the Committee of Administrators (CoA).

The Registrar is accordingly directed to register the aforesaid amended bye-laws of KCA under the Travancore-Cochin Literary, Scientific and Charitable Societies Registration Act, 1955, in accordance with law.

Learned counsel appearing for the State of Kerala shall communicate this order to the concerned Registrar forthwith.

With the aforesaid directions, the instant writ petition is disposed of.

As a sequel to the above, pending interlocutory applications, if any, stand disposed of.

I.A. No.31 of 2017 in C.A. No.4235 of 2014

In view of the above order passed in Writ Petition (Civil) No.79/2019, the instant interlocutory application is disposed of.