

**BEFORE JUSTICE ARUN MISHRA
FORMER JUDGE, SUPREME COURT OF INDIA**

**ETHICS OFFICER
THE BOARD OF CONTROL FOR CRICKET IN INDIA**

Complaint No. 12/2026

In re: Complaint dated 27.01.2026 from:

Mr. Sanjeev Gupta	...	Petitioner
Vs.		
Mr. Sana Sathish Babu, Secretary, ACA	...	Respondent

ORDER

1. The present complaint dated 27.01.2026, has been filed by the complainant Mr. Sanjeev Gupta, alleging a conflict of interest against the respondent, Mr Sana Satish Babu, who is stated to be functioning as Secretary of the Andhra Cricket Association (ACA) and also as a Member of the BCCI Infrastructure Committee.
2. The complainant contends that the holding of the aforesaid two positions constitutes a conflict of interest under Rule 38 of the BCCI Constitution.
3. I have considered the complaint, the allegations made therein, and the provisions of the BCCI Constitution relied upon by the complainant.
4. The complaint proceeds essentially on the premise that the simultaneous holding of two posts by itself constitutes a conflict of interest. However, beyond this assertion, the complaint does not disclose any specific instance of decision-making, influence, benefit, prejudice or bias arising from the respondent's alleged dual roles.
5. The allegation as pleaded is that the respondent is holding the position of Secretary of a State Association and is also a member of the BCCI

Infrastructure Committee. The complainant seeks to invoke Rule 38(4) of the BCCI Constitution in this regard.

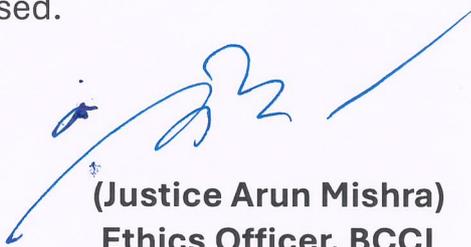
6. A plain reading of Rule 38(4) shows that the embargo is attracted where an individual simultaneously holds the position of an “Administrator” or “Office Bearer” and is also a member of a Cricket Committee or Standing Committee as contemplated under Rule 25 and 26 of the BCCI Constitution.
7. The Infrastructure Committee does not fall within the category of Cricket Committees or Standing Committees envisaged under Rule 25 and 26. It is neither a cricketing committee involved in selection, coaching or match-related functions, nor a statutory standing committee under the said provisions.
8. Even otherwise, to broad base Committee at the level of BCCI the officers of State Association have to be its members for proper administration. There is no question of apprehension of conflict of interest as contemplated under the Rules.
9. Apart from that, there is no pleading that any function of the BCCI Infrastructure Committee create a situation of conflict of interest with respect to post of Secretary, ACA.
10. The interpretation of Rule 38 of the BCCI Constitution has been considered in earlier decisions of this office, including **Sanjeev Gupta v. Rahul Dravid (Complaint No. 6/2019)** and **Sanjeev Gupta v. Mayank Parikh (Complaint No. 5/2019)**. It has been held that Rule 38(4) cannot be read in isolation, but must be harmoniously construed with Rule 38(1) and the definition of “conflict of interest” under Rule 1(A)(g).
11. More recently, this position has again been affirmed in **Rajesh Kumar Mourya v. Mahendra Singh Dhoni (Complaint No. 01/2024)**, where it was held that the conflict-of-interest framework is concerned with



actual or reasonably apprehended conflict affecting governance of cricket, and not with a purely mechanical or status-based prohibition.

12. The complaint in the present case does not disclose any such circumstance. No such facts have been mentioned nor any material has been placed to demonstrate that the respondent's role in the Infrastructure Committee may affect any decision adversely affecting the ACA or that the discharge of functions in one role compromises the discharge of functions in the other.
13. Therefore, the allegation, even if taken at face value, does not attract Rule 38(4), as the Infrastructure Committee is not a Cricket or Standing Committee under Rule 25 and 26.
14. In any event, no case of actual conflict or even reasonable apprehension of bias, favouritism, or functional incompatibility within the meaning of Rule 38(1) & (4) read with Rule 1(A)(g) is made out. Consequently, there was no obligation to disclose under Rule 38 (2).
15. The complaint is accordingly dismissed.

Dated: 17.03.2026



(Justice Arun Mishra)
Ethics Officer, BCCI