

BEFORE JUSTICE D. K. JAIN
FORMER JUDGE, SUPREME COURT OF INDIA
ETHICS OFFICER, THE BOARD OF CONTROL FOR CRICKET IN
INDIA
COMPLAINT NO. 9 / 2019

In re:

Complaint dated 6th August 2019 received from:

Mr. Sanjeev Gupta

...Complainant

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

In the matter of:

Mr. Aunshuman Gaekwad, Former Test Player, Member (CAC)

The Board of Control for Cricket in India,

4th Floor, Cricket Center,

Wankhede Stadium, D Road, Churchgate,

Mumbai 400 020

Email: gaeky@hotmail.com

Appearances:

Mr. Sanjeev Gupta – Complainant in person

Mr. Aunshuman Gaekwad – Respondent in person

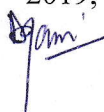
Mr. Rahul Johri – CEO of BCCI

Ms. Melinda Colaco – Legal Advisor, BCCI

ORDER

28.12.2019

1. At the outset, it is pointed out by Mr. Rahul Johri, CEO of the Board of Control for Cricket in India (for short “**the BCCI**”) that in addition to what has been stated in the Reply filed by the BCCI on 10th October 2019, on behalf of Mr. Aunshuman Gaekwad, certain further



developments have taken place. It is pointed out that on election to the Indian Cricketers' Associations (ICA), on 13th October 2019, the earlier Steering Committee / Cricket Players Association (CPA) working group got dissolved and a new Board of Directors were elected. Mr. Gaekwad is not in the Board of Directors of the ICA. It is also stated that the Cricket Advisory Committee (CAC), of which Mr. Gaekwad was a member, was an Ad Hoc Committee, constituted by the Supreme Court appointed Committee of Administrators (COA), for the purpose of selection of Head Coach for Men's Senior Indian Cricket Team. On such selection, the role of the said Committee came to an end. Additionally, Mr. Gaekwad also tendered his resignation as member of CAC on 2nd October 2019. Further, on the constitution of the COA, on 23rd August 2018 all committees, including the Affiliation Committee, stood dissolved and hence Mr. Gaekwad ceased to be a member of the Affiliation Committee. Insofar as the ownership of the Cricket Academy is concerned, it is already stated in the Reply filed by the BCCI on 10th October 2019 that according to Mr. Gaekwad the Cricket Academy known as "Anshuman Gaekwad School of Cricket at Vadodara" is neither owned by him nor does he hold any stake in the same. The said Academy is independently run by his elder son since the year 2015.

2. Mr. Sanjeev Gupta, the Complainant, however, submits that even after 23rd August 2018, when all the Committees were dissolved by the COA, an Affiliation Ad Hoc Committee was appointed by the BCCI of which Mr. Gaekwad was a Member and therefore, the issue of



“Conflict of Interest” did exist as on the date the present Complaint was filed. He, however, contends that ~~since it~~ has now been pointed out that the said Affiliation Ad hoc Committee had submitted its final report on 25th July 2019, which fact was not in the public domain at the time of the filing of the Complaint. He, however, submits that since the said fact has now been uploaded on the BCCI website on 13th August 2019, he has no reason to dispute the same. He prays that the Complaint may be decided in the light of the aforesaid facts.

3. Having considered the Complaint in the light of the aforesaid admitted factual scenario, the Ethics Officer is of the opinion that the present Complaint is rendered infructuous. It is disposed of accordingly.
4. A copy of this Order be supplied to all concerned.
5. The file may be consigned to the record.

Mumbai
28th December 2019


(JUSTICE D. K. JAIN)
ETHICS OFFICER, BCCI

*Received
28/12/19*

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