

**OFFICE OF THE ELECTORAL OFFICER, BOARD OF CONTROL FOR CRICKET
IN INDIA (BCCI)**

BCCI GENERAL ELECTION- 18 OCTOBER 2022

SUMMARY OF FINDINGS

The following is the summary of findings of Electoral Officer in respect of objections filed against Representatives of Full Members:

Date: 10 October 2022

Shri A.K. Joti

Electoral Officer, BCCI

Email: electoral.officer@bcci.tv

No.	Member Association	Summary of Findings
1.	Karnataka State Cricket Association (KSCA)	<p>1. Mr. A M Ramamurthy and Mr. Shripathi N have Filed objections regarding eligibility of Managing Committee, KSCA eligible to nominate/ appoint representative of KSCA to attend and participate in BCCI AGM and BCCI General Election 2022 on the ground that the Term of the present Managing Committee, KSCA has ended on 3 October 2022. Hence, Mr. Roger Binny is not Duly Nominated to represent KSCA. It was also pointed out that the Managing Committee, KSCA has also failed to call for its AGM or to conduct Elections for KSCA.</p> <p>2. On Verification with KSCA it was found that KSCA have filed representations to the Office of District Registrar of Societies vide Letters dated 12 September 2022 and 14 September 2022 seeking permission to conduct the AGM and Election on or before 31 December 2022. The Office of District Registrar of Societies vide its Letter dated 19 September 2022 has granted permission to the KSCA to conduct the AGM and Elections on or before 31 December 2022.</p> <p>3. Also, the Rule 6(C)(c) of KSCA Bye-laws provide that <i>“All Members of Managing committee shall save as otherwise provided, hold Office for one term of a period of</i></p>

		<p><i>three years and remain in office until their successor are elected.”</i></p> <p>4. On Verification it can be seen that Mr. Roger Binny has been duly Nominated by the Managing Committee as Representative of KSCA since Members of Managing Committee, KSCA shall remain in Office till their Successor are Elected.</p> <p>5. Furthermore, nomination application filed on behalf of KSCA Nominating Mr. Roger Binny as Representative of KSCA is found to be complete in all aspects.</p> <p>6. Taking into account the Facts stated above, the Objections stand Rejected.</p>
2.	Bihar Cricket Association (BCA)	<p>1. Mr. Sanjay Kumar, Hon. Secretary, Bihar Cricket Association and Mr. Aditya Verma, Ex-Secretary, Cricket Association of Bihar have filed objections regarding illegalities undertaken by Mr. Rakesh Kumar Tiwary, representative of BCA during appointment of Electoral Officer and undertaking of Election Process for the Bihar Cricket Association.</p> <p>2. Furthermore, Interlocutory Application bearing IA no. 133365 of 2022 and IA no. 133364 of 2022 in Civil Appeal No. 4235 of 2014 have been filed before the Hon’ble Supreme Court by one Mr. Sukant Vikram for initiating the Contempt Proceedings and challenging the Elections of BCA undertaken during August- September 2022.</p> <p>3. On Verification it was found that the Hon’ble Supreme Court vide its order dated 30 September 2022, while disposing these proceedings granted liberty to the applicant Mr. Sukant Vikram to seek such Remedies as are available in law for challenging the Outcome of the BCA Elections held in August-September 2022.</p> <p>4. It is to be noted that Electoral Officer, BCCI General Election 2022 does not have the Legal Jurisdiction to deal</p>

		<p>with Issues related to the Election Process, which was undertaken by the Electoral Officer, BCA for Election of the Office Bearers of BCA held during August- September 2022.</p> <p>5. Furthermore, the Nomination Application filed on behalf of BCA nominating Mr. Rakesh Kumar Tiwary is found to be complete in all aspects.</p> <p>6. Taking into account the Facts stated above, the Objections stand Rejected.</p>
3.	Uttar Pradesh Cricket Association (UPCA)	<p>1. Mr. Pradeep Singh, Mr. R.K. Sharma and Mr. Yogesh Kumar Kulsheshta have Filed Objections challenging the eligibility of Mr. Rajeev Shukla to Represent UPCA and participate in BCCI Election and AGM.</p> <p>2. On verification with UPCA, it was found that Interlocutory Applications bearing IA No. 181828 of 2021, IA No. 12183421of 2021 and IA No. 61865 of 2022 in Civil Appeal No. 4235 of 2014 filed by Agra Cricket Association before the Hon'ble Supreme Court and a Writ Petition bearing W.P.(L) No. 167 of 2022 filed by Mr. Yogesh Kumar Kulsheshta before the Hon'ble Bombay High Court on same grounds are still pending. Hence, it is stated that during the pendency of these proceeding, Mr. Rajeev Shukla shall not be allowed to participate in election or BCCI AGM scheduled on 18 October 2022. Furthermore, participation of Mr. Rajeev Shukla in BCCI Election would tantamount to Contempt of Court.</p> <p>3. It is noted that no Order restricting the participation of Mr. Rajeev Shukla in BCCI General Election 2022 or BCCI AGM scheduled on 18 October 2022 has been passed by Hon'ble Supreme Court in IA No. 181828 of 2021, IA No. 12183421of 2021 and IA No. 61865 of 2022 in Civil Appeal No. 4235 of 2014 filed by Agra Cricket Association.</p>

		<p>4. It is noted that no Order restricting the participation of Mr. Rajeev Shukla in BCCI General Election 2022 or BCCI AGM scheduled on 18 October 2022 has been passed by Hon'ble Bombay High Court in W.P.(L) No. 167 of 2021 filed by Mr. Yogesh Kumar Kulsheshta. This W.P.(L) No. 167 of 2021 is listed for further hearing on 10 October 2022.</p> <p>5. Similarly, numerous Petitions have also been Filed on same Grounds before Hon'ble Delhi High Court. Writ Petition bearing W.P. No. 3925 of 2022 filed by one Mr. Pradeep Prakash and others claiming to be Cricket Players and seeking numerous Reliefs against UPCA. The Hon'ble Delhi High Court vide its order dated 23 August 2022 dismissed the W.P. No. 3925 of 2022 and imposed a cost of Rs. 50,000/- while observing that <i>“present PIL is frivolous and has been filed with an oblique and ulterior motive and is an abuse of the process of law. The petition deserves to be dismissed with costs.”</i></p> <p>6. Furthermore, nomination application filed on behalf of UPCA nominating Mr. Rajeev Shukla as Representative of UPCA is found to be complete in all aspects.</p> <p>7. Taking into account the Facts stated above, the Objections stand Rejected.</p>
4.	Hyderabad Cricket Association	<p>1. Mr. Shesh Tokela have Filed Objections by emails dated 8 October 2022, 9 October 2022 and 10 October 2022, challenging the eligibility of Mr. Moh. Azharuddin to Represent Hyderabad Cricket Association and participate in BCCI AGM as Term of Mr. Moh. Azharuddin as President of Hyderabad Cricket Association has expired on 26 September 2022. It is also stated that no General Body Meeting was held to nominate the Representative of Hyderabad Cricket Association.</p>

		<p>2. It is noted that the Filing of Objections to Names in the Draft Electoral Roll issued as on 5 October 2022 was scheduled to be filed during 6 October 2022 and 7 October 2022 from 11:00 AM to 3:00 PM. Objection against nomination of Mr. Moh. Azharuddin, Representative of Hyderabad Cricket Association were filed by Mr. Shesh Tokela by emails dated 8 October 2022 (2:31 PM), 9 October 2022 (2:00 PM) and 10 October 2022 (10:00 AM) which were filed beyond the Schedule Dates.</p> <p>3. It is also noted that the Election Notification was issued by the Electoral Officer, BCCI on 24 September 2022. This Notification has been available on the Website of BCCI since 24 September 2022.</p> <p>4. Taking into account the Facts stated above, the Objections Filed by Mr. Shesh Tokela cannot be accepted for being Filed beyond the prescribed Time Limit.</p>
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