

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4235 OF 2014

In the Matter of:

Board of Control for Cricket in India ... Petitioner -

Versus

Cricket Association of Bihar & Ors. ... Respondents

NINTH STATUS REPORT DATED JULY 2,
2018 SUBMITTED BY THE SUPREME
COURT APPOINTED COMMITTEE OF
ADMINISTRATORS

[PAPER BOOK]

FOR INDEX PLEASE SEE INSIDE

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ADVOCATES FOR THE PETITIONER

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Filed by:

The Supreme Court Appointed Committee of Administrators

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In the Matter of:

Board of Control for Cricket in India ... Petitioner

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**NINTH STATUS REPORT DATED JULY 2, 2018 SUBMITTED
BY THE SUPREME COURT APPOINTED COMMITTEE OF
ADMINISTRATORS**

1. This status report is being filed by the Committee of Administrators for the purpose of highlighting certain recent attempts by the office bearers and other persons to hamper the effective functioning of the Committee of Administrators in terms of the orders passed by this Hon'ble Court. The Committee of Administrators has also set out the steps taken inter alia to deal with the aforementioned conduct.

**A. RECENT ATTEMPTS TO HAMPER THE EFFECTIVE
FUNCTIONING OF THE COMMITTEE OF
ADMINISTRATORS**

2. The Acting Secretary issued a communication purporting to be a notice dated May 31, 2018 seeking to convene a Special General



Meeting of BCCI on June 22, 2018. A copy of the said communication is annexed hereto and marked as ANNEXURE A-1 (Pages 22 to 26).

3. The above communication was issued by the Acting Secretary in violation of the directions dated March 15, 2018 issued by the Committee of Administrators in exercise of powers conferred by this Hon'ble Court. In view thereof, the Committee of Administrators issued directions dated June 1, 2018 to the effect that no BCCI employee/ consultant/ retainer/ service provider shall in any way act further to or in aid of the aforesaid communication dated May 31, 2018 issued by the Acting Secretary. A copy of the directions dated June 1, 2018 is annexed hereto and marked as ANNEXURE A-2 (Pages 27 to 28).

4. Instead of withdrawing the aforesaid communication dated May 31, 2018 and seeking the prior approval of the Committee of Administrators in terms of the directions dated March 15, 2018, the Acting Secretary's response dated June 2, 2018 proceeded on the assumption that the said directions do not have the sanction of law and made it abundantly clear that the real purpose of the communication was to hold a meeting of the General Body and thereafter bypass/ circumvent/ disregard decisions taken by the Committee of Administrators which the office bearers are bound



to follow on account of orders passed by this Hon'ble Court. A copy of the Acting Secretary's response dated June 2, 2018 is annexed hereto and marked as ANNEXURE A-3 (Pages 28 to 40).

5. The Committee of Administrators addressed an email dated June 5, 2018 in response to the Acting Secretary's aforesaid email dated June 2, 2018. In the said email, the Committee of Administrators inter alia reiterated the directions contained in its earlier email dated June 1, 2018 and made it clear that it has seen through the attempt to bypass/ circumvent/ disregard decisions taken by the Committee of Administrators by calling a meeting of the General Body and characterizing it as "supreme". A copy of the said email dated June 5, 2018 addressed by the Committee of Administrators is annexed hereto and marked as ANNEXURE A-4 (Pages 91 to -).
6. The Acting Secretary's response dated June 8, 2018 provided further indications that the real purpose of holding a General Body meeting was to undermine the Committee of Administrators since the said email contained assertions inter alia to the effect that the Committee of Administrators is not authorized to take "decisions of a policy nature". A copy of the said response dated June 8, 2018 is annexed hereto and marked as ANNEXURE A-5 (Pages 42 to 60).



7. Despite the Committee of Administrators having made it clear that the intended Special General Meeting is sought to be convened in violation of the directions issued by the Committee Administrators and without its permission, the said meeting took place on June 22, 2018. Thereafter, the Acting Secretary addressed an email dated June 24, 2018 enclosing a document which purported to set out the 'resolutions' passed during the said meeting. A copy of the said email dated June 24, 2018 addressed by the Acting Secretary (along with enclosure thereto) is annexed hereto and marked as **ANNEXURE A-6 (Pages 61 to 71)**.
8. After considering the Acting Secretary's aforesaid email dated June 24, 2018 and the enclosure thereto, the Committee of Administrators issued directions dated June 28, 2018 to the effect that no office bearer/ committee member/ employee/ consultant/ retainer/ service provider shall in any way implement, act further to or in aid of any resolutions that may have been passed during the meeting held on June 22, 2018. A copy of the directions dated June 28, 2018 is annexed hereto and marked as **ANNEXURE A-7 (Pages 72 to -)**.



B. NEED FOR STEPS THAT HAVE BEEN TAKEN BY THE COMMITTEE OF ADMINISTRATORS

9. Vide order dated January 2, 2017, this Hon'ble Court had inter alia ordered and directed that:

"A Committee of administrators shall supervise the administration of BCCI through its Chief Executive Officer.

...

... the Committee of Administrators shall also ensure that the directions contained in the judgment of this Court dated 18 July 2016 (which accepted the report of the Committee with modifications) are fulfilled and to adopt all necessary and consequential steps for that purpose.

...

...Upon the Committee of administrators as nominated by this Court assuming charge, the existing office bearers shall function subject to the supervision and control of the Committee of administrators. The Committee of administrators would have the power to issue all appropriate directions to facilitate due supervision and control"

10. Thereafter, this Hon'ble Court's order dated January 30, 2017 states that:



“... The C.E.O. of B.C.C.I. shall report to the Committee of Administrators and the Administrators shall supervise the management of B.C.C.I.”

11. The aforesaid orders passed by this Hon'ble Court are clear in that:

(a) The Committee of Administrators is to supervise the management and administration of BCCI through the Chief Executive Officer (“CEO”) as well as ensure that the directions contained in this Hon'ble Court's judgment dated July 18, 2016 (“Judgment”), which accepted the report of the Hon'ble Justice Lodha Committee (“Report”) with modifications, are implemented.

(b) The office bearers of BCCI are to function under the supervision and control of the Committee of Administrators, for the purpose of which the Committee of Administrators has been empowered to issue necessary directions.

12. Notwithstanding the above, the aforementioned recent correspondence addressed by the Acting Secretary discloses that he (and other like-minded persons) are of the view that matters of 'policy' are 'completely within' the domain of the General



Body of BCCI (which is 'supreme' in this regard) and any decisions taken by the Committee of Administrators on such matters of 'policy' are without any jurisdiction and, therefore, need not be followed.

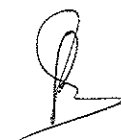
13. The above orders passed by this Hon'ble Court do not carve out any such exception pertaining to decisions of 'policy' from the powers conferred and duties cast upon the Committee of Administrators. It stands to reason that the task of supervising the management and administration of BCCI as well as ensuring that the directions contained in the Judgment are implemented will necessarily require the Committee of Administrators to take decisions on matters of 'policy'. Indeed, fundamental changes to the earlier policies/ practices of BCCI form the core of the Report and recommendations contained therein, which have been accepted by this Hon'ble Court. The attempt to carve out decisions of 'policy' from the scope and ambit of the powers and duties of the Committee of Administrators is clearly one that is aimed at frustrating the orders passed by this Hon'ble Court and hampering the effective functioning of the Committee of Administrators.
14. Further, a perusal of the purported 'resolutions' passed during the meeting held on June 22, 2018 indicates that almost every decision of the Committee of Administrators which is not



palatable to the office bearers (and other like-minded persons) is being characterized as a 'matter of policy' which (according to them) can only be taken by the General Body. In this manner, an attempt is made to overrule decisions already taken by the Committee of Administrators in exercise of the powers conferred and duties cast upon them by this Hon'ble Court. Some examples of this are as follows:

(i) Obstructing the Management and Administration of BCCI

15. In terms of the aforementioned orders passed by this Hon'ble Court, the Committee of Administrators is to supervise the management and administration of BCCI through the CEO. In order to do this effectively, it is necessary for the Committee of Administrators to have control over the stand(s) taken by BCCI before various courts/ authorities. For this purpose, the Committee of Administrator has, since February 19, 2017, issued directions to the effect that the CEO shall sign all affidavits, applications, etc. in respect of legal proceedings filed by or against the BCCI and shall also issue instructions to advocates/ legal advisors in relation to fresh as well as pending legal proceedings under the supervision and control of the Committee of Administrators. These directions have been re-iterated from time to time including vide directions dated March 15, 2018. A copy of the said directions dated March 15, 2018 is annexed



hereto and marked as ANNEXURE A-8 (Pages 73 to 76).

16. One of the 'resolutions' passed during the meeting held on June 22, 2018 was to the effect that other than the Acting Secretary, no other person including any employee is authorized or permitted to inter alia file any affidavits, etc. or engage lawyers, etc. before any court/ authority on behalf of BCCI. The expression 'no other person including any employee' is prima facie intended to cover the CEO as well as the members of the Committee of Administrators so that the ability of the Committee of Administrators to effectively supervise the management and administration of BCCI is hampered. This is in direct contravention of the orders passed by this Hon'ble Court in terms of which the Committee of Administrators is required to supervise the management and administration of BCCI through the CEO.
17. In order to address this situation, the Committee of Administrators has, vide email dated June 25, 2018, reiterated that the CEO alone shall continue to sign all affidavits, applications, etc. in respect of legal proceedings filed by or against the BCCI and shall also continue to issue instructions to advocates/ legal advisors in relation to fresh as well as pending legal proceedings under the supervision and control of the



Committee of Administrators, notwithstanding any contrary resolutions that may have been passed. A copy of the said email dated June 25, 2018 is annexed hereto and marked as ANNEXURE A-9 (Pages 77 to 79).

(ii) **Exclusion of Puducherry, Uttarakhand and Mizoram from Ranji Trophy and other BCCI Tournaments:**

18. In compliance with this Hon'ble Court's order dated September 21, 2017 passed by this Hon'ble Court and as contemplated by the Report, the Committee of Administrators chose the Cricket Association of Pondicherry to represent the Union Territory of Puducherry and has separately directed the management of BCCI to ensure that a team from Puducherry (through the Cricket Association of Pondicherry) shall participate in Ranji Trophy and similar such tournaments in the forthcoming 2018-2019 season. A copy of the decision dated October 25, 2017 taken by the Committee of Administrators regarding Associate Membership for the Union Territory of Puducherry is annexed hereto and marked as ANNEXURE A-10 (Pages 80 to 88).

19. Similarly, in compliance with this Hon'ble Court's order dated November 29, 2017, the Committee of Administrators looked into the grievance made in an application filed by the Uttarakhand Cricket Association ("UCA"). The grievance was



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that despite over 17 years since the formation of the State of Uttarakhand, no association from the State has been granted affiliation with BCCI and players from the State are forced to migrate and play for other States. After giving opportunity to all the claimant associations from Uttarakhand (there were 4 of them) to make their submissions, a meeting between the Committee of Administrators and representatives from each of the claimant associations was held on June 18, 2018. To their credit, all 4 claimant associations (which had hitherto been vying with each other for affiliation with BCCI) agreed to put their differences aside and consent to the formation of the Uttarakhand Cricket Consensus Committee (“UCCC”) so that a team from Uttarakhand can participate in the Ranji Trophy and similar such tournaments from the forthcoming season even as the rival claims of the associations continue to be examined. A copy of the minutes of consent order dated June 18, 2018 regarding the grievance made by the UCA is annexed hereto and marked as **ANNEXURE A-11 (Pages 89 to 90)**.

20. It is relevant to mention here that this Hon’ble Court has, vide order dated January 4, 2018 passed in Civil Appeal No. 7644 of 2011 and connected matters, directed that the State of Bihar (through the Bihar Cricket Association) shall be eligible to participate in Ranji Trophy and similar such competitions. A



copy of the said order dated January 4, 2018 is annexed hereto and marked as ANNEXURE A-12 (Pages 91 to 92).

21. In line with the spirit of the aforesaid order dated January 4, 2018 as well as the Report/ Judgment, the Cricket Association of Mizoram has also made an application in which the grievance made is similar to the one made by the UCA. Keeping in mind the above, the Committee of Administrators has also directed the management of BCCI to make provision for a team from Mizoram to participate in Ranji Trophy and similar such tournaments in the forthcoming 2018-2019 season in anticipation of this Hon'ble Court passing a similar direction in respect of Mizoram. Interestingly, when the format for the forthcoming 2018-2019 season in terms of the aforesaid decision was forwarded by the General Manager (Cricket Operations) to the office bearers of BCCI, the Treasurer responded in less than an hour stating that (i) the same is a matter of 'policy', on which office bearers are not empowered to take a decision; and (ii) he would discuss with the other two office bearers to solve the 'predicament' expeditiously. A copy of the email trail containing the said exchange of emails on May 24, 2018 (along with enclosure to the first of the said emails) is annexed hereto and marked as ANNEXURE A-13 (Pages 93 to 97).



22. It is now clear that the solution to the aforementioned 'predicament' was to get the General Body to overrule the decision taken by the Committee of Administrators, which is why one of the purported 'resolutions' passed during the meeting held on June 22, 2018 seeks to exclude Puducherry, Uttarakhand and Mizoram from participating in Ranji Trophy and similar such tournaments by restricting participation only to existing members of BCCI. In fact, the representative from Puducherry was not even allowed to attend the meeting held on June 22, 2018 despite the aforementioned decision taken by the Committee of Administrators pursuant to the orders passed by this Hon'ble Court. A copy of the email dated June 22, 2018 addressed by the Cricket Association of Pondicherry on the subject is annexed hereto and marked as ANNEXURE A-14 (Pages 98 to 102).

23. This is yet another instance of how the purported 'resolutions' passed during the meeting held on June 22, 2018 attempted to obstruct the functioning of the Committee of Administrators, despite the fact that the Committee of Administrators is carrying out the directions of this Hon'ble Court. The Committee of Administrators believes that this is being done because there are vested interests which do not want the hitherto unrepresented States of Uttarakhand and Mizoram as well as the Union



Territory of Puducherry to become part of the cricketing fraternity.

(iii) Ignoring Policies/ Processes Put in Place by the Committee of Administrators:

24. In order to put in place a professional management structure and various organizational processes that are in line with the recommendations contained in Report and accepted by this Hon'ble Court, a Handbook on Core Principles and Policies for Administration of the BCCI ("BCCI Handbook") and an Operating Process Manual for the BCCI ("BCCI Manual") were prepared by Deloitte under the instructions of the Committee of Administrators. The BCCI Handbook and the BCCI Manual were circulated to all the Members of BCCI vide email dated June 16, 2017 (i.e. more than a year ago) so as to enable the General Body to consider the same. The BCCI Handbook and the BCCI Manual contain policies/ processes relating to award of commercial rights and sponsorships of BCCI, recruitment of employees (i.e. human resources), engagement of service providers, etc.
25. When the General Body failed to even consider the BCCI Handbook and the BCCI Manual during the Special General Meeting held on June 26, 2017, the BCCI Handbook and the BCCI Manual were brought into effect (barring few aspects)



during a joint meeting between the Committee of Administrators and the office bearers of BCCI held on July 22, 2017 whilst providing that any difficulties that may arise while following the same may be brought to the attention of the Committee of Administrators.

26. Having failed to consider or provide its views on the BCCI Handbook and the BCCI Manual for over a year, the 'resolutions' passed during the meeting held on June 22, 2018 now include:

- (a) A resolution to the effect that tendering of any commercial rights, sponsorships for and on behalf of BCCI shall be undertaken by following the 'process as described which is part of policy and past practice', which involves going through the administration, the 'Marketing Committee' (which does not find mention in either the existing BCCI constitution or the Report) and finally through the General Body.
- (b) A resolution directing the office bearers to draft and propose a human resources policy for BCCI and present the same to the General Body for consideration, which policy must include fair and transparent procedures and processes for employment, removal from service, etc. as



well as draft terms and conditions for employment as indicative guides for reference.

- (c) A resolution to the effect that till the appointment of the Head of the Anti-Corruption Unit (“ACU”) of BCCI is done in terms of the above, the contract of the earlier Head of the BCCI ACU (who has already retired with effect from May 31, 2018 and whose successor has assumed charge) is extended.

- 27. No attempt was made during the meeting held on June 22, 2018 (or any prior meeting) to even consider the processes/ policies already contained in the BCCI Handbook and the BCCI Manual. Any constructive suggestions/ feedback on the same could have been placed before the Committee of Administrators for consideration instead of proceeding as if the BCCI Handbook and BCCI Manual do not exist. This clearly evidences an intention to deliberately ignore policies/ processes already put in place by the Committee of Administrators.


C. CONCLUDING OBSERVATIONS

- 28. The office bearers of BCCI are, in collusion with various other persons who attended the meeting held on June 22, 2018, clearly attempting to subvert and frustrate the orders passed by this Hon’ble Court by inserting limitations on the powers and duties



of the Committee of Administrators. This is being done with a view to hampering the ability of the Committee of Administrators to effectively supervise the management and administration of BCCI through the CEO.

29. The modus operandi of the aforementioned persons involves drawing an artificial distinction between 'management and administration' as well as implementation of the Judgment on the one hand and 'matters of a policy nature' on the other hand. This is followed by characterizing any decision that is not palatable to them as a matter of 'policy' which they claim falls within the 'exclusive domain' of the General Body so as to ensure that 'management and administration' is effectively reduced to following the diktats of the General Body.
30. It is relevant to mention here that the current composition of the General Body is not as per the Judgment inter alia because the existing Associate and Affiliate Members have still not been made Full Members with voting rights and the States of Uttarakhand and Mizoram remain unrepresented even as Associate or Affiliate Members. Further, till date only six State Associations have undertaken to abide by the directions contained in the Judgment in terms of the orders dated October 7, 2016 and October 21, 2016 passed by this Hon'ble Court. In order for the General Body to function as envisaged by the



Report and the Judgment, the following steps are required to be taken first:

- (a) Finalization of the new BCCI constitution by this Hon'ble Court;
- (b) Finalization and amendment of the constitutions of respective State Associations in terms of the new BCCI constitution as finalized by this Hon'ble Court;
- (c) Elections in each State Association as per their respective amended constitutions and after inducting all former international players hailing from the relevant State as voting members;
- (d) Elevation of existing Associate and Affiliate Members to Full Members with voting rights and induction of hitherto unrepresented States like Uttarakhand and Mizoram; and
- (e) Attendance only by newly elected State Association representatives in General Body of BCCI.

31. Despite the above situation, the Committee of Administrators has, from time to time, sought the views of office bearers, certain committees as well as the General Body in discharge of its functions so that all perspectives are considered. However, the Committee of Administrators has not received cooperation on most occasions. Apart from the instance mentioned above where the General Body failed to consider and provide its views on the BCCI Handbook and the BCCI Manual, the issue pertaining to



contracts for players is a glaring example of how the functioning of the Committee of Administrators is being thwarted and why the office bearers, the committees and the General Body cannot be relied upon to act in the manner expected of them by the Report and the Judgment:

- (a) Being aware that the existing contracts between BCCI and players were going to expire on September 30, 2017, the Committee of Administrators had referred the issue of increase in compensation for domestic players/ player remuneration structure to the Finance Committee for its views in August 2017. When the matter was taken up for discussion by the Finance Committee in October 2017, it decided that the proposal presented by the Treasurer needs to be re-worked.
- (b) When the Committee of Administrators reminded the Finance Committee to provide its views on the above in November 2017, the response was that the Finance Committee is still waiting for a re-worked proposal as per its earlier decision. Accordingly, the Committee of Administrators asked the professional management (including the CEO and CFO) to prepare a proposal and had a meeting with the Head Coach, Captain and the immediately preceding Captain of the Senior Men's Team



the same month. A re-worked proposal was placed by the CEO and CFO before the Committee of Administrators on January 3, 2018, when it was decided that the same should be circulated to the Finance Committee expeditiously.

- (c) It is only when the Finance Committee failed to provide its views till the end of February 2018 that the Committee of Administrators was, keeping in mind the best interests of the players, constrained to announce a new remuneration structure for international and domestic players in the first week of March 2018. Even after the above decision, the Acting Secretary did not sign the player contracts on the pretext that they have to be approved by the General Body. As a result, the players had to leave for their tour of Ireland and England without a signed contract.
- (d) The Committee of Administrators has been informed that the Acting Secretary has finally signed the player contracts only after the meeting held on June 22, 2018, i.e. over 8 months after the earlier contracts had expired.

- 32. The above sequence of events also demonstrates that the pre-Report and pre-Judgment processes/ procedures (which are allegedly 'enshrined' in the existing BCCI constitution) cannot be relied upon to ensure that the management and administration



of BCCI is carried out in a manner contemplated by the Report and the Judgment. Indeed, this is one of the fundamental problems with BCCI that the Report and the Judgment seek to address inter alia by replacing the existing BCCI constitution with one that is more responsive to the needs of the game's primary stakeholders, i.e. the players and the public.

The Supreme Court Appointed Committee of Administrators

Mr. Vinod Rai, Chairman }

Ms. Diana Edulji }



For and on behalf of the
Members of the Supreme
Court appointed Committee
of Administrators

ANNEXURE A- 1

From: Amitabh Choudhary <amitabh@bcci.tv>

Date: Thu, May 31, 2018 at 9:38 PM

Subject: Fwd: SPECIAL GENERAL MEETING

To: Services Sports Control Board <sscbindia@nic.in>, PCA Stadium
 <pcastadium@yahoo.com>, TARIQ AHMAD
 <jkcags_srinagar@yahoo.com>, "Haryana CA",
 <hca@haryanacricknet.com>, sgoffice@aiuweb.org, HPCA
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----- Forwarded message -----

From: **Amitabh Choudhary** <amitabh@bccitv>

Date: Thu, May 31, 2018 at 8:12 PM

Subject: SPECIAL GENERAL MEETING

To: Services Sports Control Board <sscbindia@nic.in>, PCA Stadium <pcastadium@yahoo.com>, TARIQ AHMAD <jkcags_srinagar@yahoo.com>, "Haryana CA", <hca@haryanacrick.com>, sgoffice@aiuweb.org, HPCA Dharamsala <hpcadharamsala@yahoo.com>, TNCA Office <office@tnca.in>, Office KSCA <office@ksca.co.in>, "H. C. A", <hycricket@rediffmail.com>, Kerala Cricket <keralacricketone@gmail.com>, Andhra Cricket <andhracricket@gmail.com>, Goa Cricket Association <goacricketassociation@rediffmail.com>, Bengal CA <cab@bengalcricket.com>, Triplicri Assoc <tcaagt@yahoo.com>, Jharkhand State Cricket Association <jsca_keenam@rediffmail.com>, "assam cricket association", <assamca@rediffmail.com>, asirbad behera <orissacricket@yahoo.co.in>, Neiraj Kajaria <neirajk@gmail.com>, Mumbai Cricket Association <mcacrik@mumbaicricket.com>, N K Jha <secretary.cciclub@gmail.com>, Maharashtra Cricket Association <cricketmaharashtra@yahoo.com>, BCA <brdca1@cricketbaroda.com>, Gujarat Cricket Association <gcaahd@yahoo.co.in>, Madhukar Worah <mkworah@gmail.com>,

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 <ckkhanna@bccitv>, Anirudh Chaudhry <Chaudhry@bccitv>, Rahul
 Johri <rahul.johri@bccitv>, Santosh Rangnekar
 <santosh.rangnekar@bccitv>, Saba Karim <saba.karim@bccitv>

THE 22ND 2018 JUNE IS NOT A MONDAY BUT A FRIDAY.

ERROR AND INCONVENIENCE REGRETTE. REGARDS,
 AMITABH.

May 31, 2018

To,

All Members

The Board of Control for Cricket in India.

NOTICE

Notice is hereby issued in terms of Rule 17 (i) (c) of the Rules and Regulations of the BCCI on the receipt of the requisite number of communications of requisitions from Member Associations of the Board of Control for Cricket in India that a Special General Meeting of The Board of Control for Cricket in India will be held at New Delhi on

Monday, 22nd June 2018 at 10:00 A.M. to conduct the following business in accordance with the requisitions received:

AGENDA

1. Consider and decide on matters relating to players' contracts and remunerations including remunerations to domestic players, match officials etc.
2. Update on and to consider and decide on matters pertaining to commercial rights and sponsorships of the BCCI.
3. To consider and to take decisions on matters pertaining to the ICC including but not limited to revenues and the Members Participation Agreement.
4. Update on and to consider and decide on the matter relating to dispute raised by PCB in the ICC DRC.
5. To consider and to decide on matters pertaining to Committees and Sub – Committees of the BCCI, and other decisions of policy nature of the BCCI.
6. To consider and decide on matters pertaining to appointments and Human Resources of the BCCI.
7. To consider and decide on legal matters and on the matter of legal representation of the BCCI in various forums generally and in specific matters.
8. To consider and to take decisions on all matters pertaining to the National Cricket Academy, its programs, and all matters pertaining to the proposed new National Cricket Academy Head Quarters.

9. To consider and to take decisions on all matters of cricket operations including those relating to the Domestic Season (2018-19.)
10. To consider and to take decisions on the T20 Tournaments hosted and organized by State Associations.

You are requested to attend the meeting.

Regards,

(Not signed as sent electronically)

Amitabh Choudhary

Honorary Joint Secretary

Acting Honorary Secretary.

Note: 1. Only office bearers may represent the member associations.

2. The exact venue of the meeting will be communicated shortly.

3. BCCI Office is requested to prepare agenda papers on each item and email them to member associations latest by June 6, 2018.

C.C.: Committee of Administrators

Acting President

Honorary Treasurer

Chief Executive Officer, BCCI

Chief Financial Officer, BCCI

General Manager – Admin & Game Development, BCCI

General Manager – Cricket Operations, BCCI.

<Revised Email re Proposed SGM on 22 06 2018 (01 06 2018).docx>

- TRUE TYPED COPY -

ANNEXURE A-2

From: Committee of Administrators <coa@bccci.tv>

Date: Fri, Jun 1, 2018 at 3:25 PM

Subject: SGM Notice dated 31st May 2018

To: BCCI_Staffs <allstaffs@bccci.tv>

Cc: CK Khanna <ckkhanna@bccci.tv>, Amitabh Choudhary <amitabh@bccci.tv>, Anirudh Chaudhry <Chaudhry@bccci.tv>

Dear all,

This has reference to the notice dated 31st May 2018 in respect of a Special General Meeting ("SGM") of the BCCI to be held on 22nd June 2018.

The said notice has been issued in violation of the directions dated 15th March 2018 issued by the Committee of Administrators, specifically Paragraph 10 thereof which inter alia requires notice of any meeting of the General Body of the BCCI to be issued only with the prior approval of the Committee of Administrators. The approval of the Committee of Administrators has neither been sought nor provided in relation to the SGM to be held on 22nd June 2018.

Till further instructions from the COA, it is directed that no BCCI employee/ consultant/ retainer/ service provider shall prepare and/or circulate any papers in respect of the said SGM or in any way act further to or in aid of the notice (including without limitation incurring any costs or expenses towards the said SGM by way of bookings, etc.).

Thanking you.

Yours faithfully,

The Supreme Court Appointed Committee of Administrators

- TRUE TYPED COPY -

ANNEXURE A-3

From: Amitabh Choudhary <amitabh@bccitv>

Date: Sat, Jun 2, 2018 at 3:55 PM

Subject: Re: SGM Notice dated 31st May 2018

To: Committee of Administrators <coa@bccitv>

Cc: BCCI_Staffs <allstaffs@bccitv>, CK Khanna <ckkhanna@bccitv>, Anirudh Chaudhry <Chaudhry@bccitv>

June 2, 2018.

Respected Sir/Madam,

Let me at the very outset state that the contents of your email dated 01.06.2018 are grossly in teeth of the Rules and Regulations of the BCCI and are thus untenable. Neither have they any support of law nor of judicial pronouncements. You may kindly recall the same had been communicated to you by the undersigned 77 days ago, on March 16, 2018.

The notice of the SGM to be held on 22.06.2018 has been issued not at the behest of the office bearers as is perhaps the understanding of the Committee but has been issued being bound under the Rules and Regulations of the BCCI, consequent upon the requisition of the member associations who constitute the BCCI and once the requisite number of members' requisitions is received it is the will of the members that has to prevail and not that of the office bearers or even of the Committee. For ready reference the relevant provision of the Rules and Regulations of the BCCI are quoted hereunder:

17. SPECIAL GENERAL MEETING

- i). A Special General Meeting may be convened by the Secretary
 - (a) on a directive of the President, b) on a resolution of the Working Committee, c) on a requisition signed by not less than 10 Full Members specially stating the business to be transacted at such Meeting. No business other than the one for which the Special General Meeting is called will be transacted at such meeting.
- ii). In the event of the Secretary failing to convene a Special General Meeting within thirty days of the receipt of a requisition, the requisitionists may themselves convene a Meeting for the purpose specified in the requisition at such place and time as may be decided by the requisitionists.

The fact that the General body of the BCCI is the Supreme body is beyond any dispute and this position stands accepted even by you as is evident from your own email dated 1st April 2017 wherein you too accept that the extant Rules and Regulations of the BCCI are still in vogue. Though the said email has been brought to your attention umpteen times in the past, the relevant extracts of the same are once again being reproduced herein below for your convenience:

“1. The orders passed by the Hon’ble Supreme Court have entrusted us with the duty to (i) supervise the management and administration of the BCCI through the CEO; (ii) ensuring that the directions contained in the Hon’ble Supreme Court’s

judgment dated 18th July 2016 (“Judgment”) are fulfilled and to adopt all necessary and consequential steps for that purpose; and (iii) supervising and controlling the functioning of the office bearers of the BCCI. Our endeavour is to discharge the above duties to the best of our ability – nothing more, nothing less.

2. The orders passed by the Hon’ble Supreme Court override the extant BCCI Rules and Regulations to a certain extent. For instance, the disqualifications relating to office bearers of the BCCI that are referred to in the order dated 2nd January 2017 have been enforced notwithstanding that the extant BCCI Rules and Regulations do not provide for the same. Similarly, although there is no reference to the role of the CEO in the extant BCCI Rules and Regulations, the orders dated 2nd January 2017 and 30th January 2017 clearly require us to supervise the management and administration of the BCCI through the CEO, who is to report to us. It follows that we have to sufficiently empower the CEO to enable effective supervision of the management and administration of the BCCI by us. **Except to the extent described above, we will respect and follow the extant BCCI Rules and Regulations until such time the new BCCI Rules and Regulations in line with the directions contained in the Judgment are formally adopted.** In order to ensure effective supervision of the management and administration of the BCCI, it

is necessary that the representation of the BCCI in legal matters be handled by us through the CEO.

5. **We have no intention of unduly restricting/curtailing the functioning of the various committees of the BCCI and/or the General Body.** At the same time, you will appreciate that we need to be kept up to date and informed regarding meetings including the agenda for and decisions taken thereat in order for us to effectively supervise the management and administration of the BCCI and discharge our other duties. Our duty to ensure that the directions contained in the Judgment are fulfilled may also require us to direct that certain items be included in the agenda for certain meetings. We also expect that all decisions taken by us till date regarding various matters will be implemented. So long as the decisions of the various committees of the BCCI and/or the General Body do not conflict with our duties/decisions, we do not intend to interfere with the same.

The fact that as on date the existing Rules and Regulations are applicable also stands accepted by you in the Seventh Status report filed before the Hon'ble Supreme Court of India.

In the facts and circumstances mentioned above, once the members who constitute the very Board have decided to meet, there is nothing in the Rules of the BCCI that can prevent the meeting from being held.

A mere perusal of the agenda listed in the notice shall make it evident that the issues enlisted therein are matters of paramount importance to the policies and the working of the BCCI and the conduct of its affairs in future and to the best of my information there is no order from any court of law which prevents the General Body from discharging its duties provided under the Rules and Regulations of the BCCI. Decisions on the issues enlisted in the Agenda, which, it is reiterated are of great consequence to the working of the BCCI involving huge financial implications, can only be taken by the General Body of the BCCI and as such it is only prudent nay imperative that the General body takes decisions on these issues at the earliest.

So far as your directions contained in your email dated 15.03.2018 are concerned, I have already pointed out in detail vide my response the very next day, i.e. 16.03.2018 that the said directions were issued without any authority, did not have the sanction of law and in fact had been issued by assuming authority and role which had not been conferred under the orders passed by the Hon'ble Supreme Court. Till date I have not received any rebuttal or response to the above email and it will thus have to accepted that the contentions raised therein were valid and perfectly in order.

As I had indicated in my email dated 16.03.2018, and even earlier, right from the date the Hon'ble Supreme Court appointed the Committee with a clear cut role, the Committee has misconstrued the said orders and instead of focusing on its primary duty, i.e. ensuring the smooth

implementation of the reforms, has been focused on devising ways and means to get rid of the office bearers and even undermine the status of the General Body.

The unambiguous and definite interpretation of the orders dated 02.01.2017 and 30.01.2017 was that the Hon'ble Court, while removing the President and the Secretary of the BCCI, was conscious of the fact that an organization like the BCCI has to continue to function. Hence, to ensure that no vacuum was created at the top and no impediments came about in the smooth functioning of the BCCI, the Hon'ble Court was, vide paragraph 25 (viii) of the said order, pleased to direct that the senior most Vice-President would perform the duties of the President and the Joint Secretary those of the Secretary. Had the intention of the Hon'ble Court even remotely been to hand over complete administration to the Committee of Administrators (appointed on January 30) it would hardly have spelt out the necessity for a president or secretary. Further, the Hon'ble Court did not give any mandate to the Committee of Administrators to either take decisions of a policy nature or to supervise the General Body. In fact, in supervising the administration of the BCCI, a duty is cast upon the Committee of Administrators to ensure implementation of the decisions of the General Body that are not violative of the Hon'ble Supreme Court in any way.

The orders dated 02.01.2017 and 30.01.2017 together cast two broad duties upon the Committee of Administrators: a) Expeditious

implementation of the Hon'ble Supreme Court judgment of July 18, 2016, and, b) Supervision of management and administration of the BCCI. The spirit of the orders clearly was that the latter role had been assigned to facilitate the execution of the primary role, that of implementation of reforms. However, despite my best efforts I have still not been able to find in these orders, the two cardinal aspects that the CoA has been giving effect to, since its very first day in office, namely, that, i) No office bearers exist or should exist ii) Committee will supplant and replace the office bearers and assume their powers and functions while ignoring and reducing the General Body and various Committees of the BCCI to insignificance and treating the extant Rules and Regulations as non-existent.

While nominating the persons who would constitute the Committee of Administrators for the supervision of administration of the BCCI, the Hon'ble Apex Court vide the order dated 30.01.2017 noted as under:

'9. Be it noted, on the last occasion, it was submitted by Mr. Datar that B.C.C.I. has to send a nominee to attend the meeting of ICC which is likely to be held in the first week of February, 2017. For the aforesaid purpose, names have been suggested by Mr. Datar. Considering the names suggested by Mr. Datar, we are of the opinion that three persons, one from the Committee of Administrators and two from the B.C.C.I. shall attend the ICC meeting so that there will be objectivity and transparency. For the aforesaid purpose, we nominate, Mr. Amitabh Choudhary,

Joint Secretary, and Mr. Anirudh Chaudhry, Treasurer, B.C.C.I. and Mr. Vikram Limaye, Managing Director and CEO, IDFC Ltd. Needless to say, B.C.C.I. shall make all arrangements for and bear the expenses of the same. It is further clarified that these persons have been nominated to attend the ICC meeting only for this time. '

The Committee of Administrators so appointed by the Hon'ble Court assumed charge on 31.01.2017 and held its first meeting in Mumbai where it gravely erred while interpreting the orders passed by the Hon'ble Court and consequently issued several impugned directions. In fact, one of the first acts of the Hon'ble Committee of Administrators was in teeth of the very order which had named them, dated 30.01.2017, vide which the Hon'ble Court had also nominated the undersigned and Sh. Anirudh Chaudhry, Treasurer from BCCI and Sh. Vikram Limaye of the CoA to attend the meetings of the ICC in Dubai in February. The Committee of Administrators, acting through the CEO of BCCI via e-mail thus issued on the very next day of the said order, i.e. on 31.07.2017, communicated as under to the ICC: -

'Dear David,

The Committee of Administrators appointed by the Hon'ble Supreme Court to administer the BCCI met in Mumbai today under the Chief of the Committee, Mr. Vinod Rai.

The Committee has informed me to communicate the following requests to the ICC:

1. Mr. Vikram Limaye has been nominated by the Hon'ble Supreme Court of India to attend the ICC Board meetings on behalf of the BCCI.

The Committee has also requested that since this is Mr. Limaye's first outing with the BCCI, the ICC may kindly allow one additional person from the BCCI in the meeting who could sit in as the Observer and assist Mr. Limaye.

2. F&CA Meeting: The BCCI has been represented in the F&CA Committee by Shri. Anurag Thakur in his capacity as Chairman of the Development Committee. The Hon'ble Supreme Court appointed Committee has requested that the ICC allow Mr. Vikram Limaye attend the meeting.

3. Chief Executives' Committee: The Committee of Administrators has recommended that Mr. Rahul Johri, CEO BCCI participate in the CEC.

This is for your information and the necessary confirmation.

Regards, Rahul.'

Furthermore, as would be manifest from the relevant part of the email sent on 1st February, 2017, by the Chairman of the Committee himself, even as early as on that date the CoA had interpreted the order to mean that the Hon'ble Court had empowered them to take all decisions for and on behalf of the BCCI while the Hon'ble Court had only empowered them to supervise the management of the BCCI:

“Dear Sir,

1. *The Hon’ble Supreme Court of India has, vide order dated 2nd January 2017, inter alia ordered and directed that a Committee of Administrators shall supervise the administration of BCCI through its Chief Executive Officer. A copy of the order dated 2nd January 2017 passed by the Hon’ble Supreme Court of India is enclosed for your ready reference.*
2. *Subsequently, the Hon’ble Supreme Court of India has, vide order dated 30th January 2017, nominated a Committee of Administrators for the Board of Control for Cricket in India comprising of the following four persons:*
 - (a). Mr. Vinod Rai – Chairman*
 - (b). Mr. Ramachandra Guha – Member*
 - (c). Mr. Vikram Limaye – Member*
 - (d). Ms. Diana Edulji – Member*

A copy of the order dated 30th January 2017 passed by the Hon’ble Supreme Court of India is enclosed for your ready reference.
3. *As a consequence of these two orders, the Committee of Administrators is in charge of the management and administration of the BCCI and duly empowered by the Hon’ble Supreme Court of India to take decisions for and on behalf of the BCCI. Accordingly, I have consulted with the*

other members of the Committee of Administrators and am addressing this email to you for and behalf of the BCCI.

As was bound to happen, the flawed understanding of their role and power was immediately corrected when the matter was promptly brought to the notice of the Hon'ble Supreme Court the very next day. Similarly, when the Committee began misreading the orders dated 02.01.2017 and 20.01.2017 to introduce disqualifications which were clearly not provided for in its orders, the Hon'ble Supreme Court had to again issue clarifications on 24th March even going to the extent of stating that the clarifications were being given despite the fact that orders "were as clear as the cloudless sky".

In fact the most telling comment on the intent and the affairs of the Committee was made by none other than a distinguished then member of the Committee itself, Mr. Ramchandra Guha, in reply to a query made by the CEO regarding the holding of the Selection Committee meetings as is evident from his email dated 31st January which is quoted hereunder:

"My own view is that these selection meetings should go ahead as planned. It is not the job of the COA to interfere with team selection"

The present email is another step in the same direction and it clearly and manifestly appears that the real reason for trying to stall and scuttle the meeting proposed to be held on 22.06.2018 is to prevent the General

Body from discussing issues in which the decisions taken by the Committee, whimsically, arbitrarily, opaquely and without any authority and even by keeping the office bearers in dark regarding the same, are likely to come up for discussion amongst other immensely important matters, including the domestic schedule wherein the inclusion of Bihar is mandated by the Hon'ble Supreme Court and also the large scale irregular appointments made on various posts in the BCCI having huge financial ramifications on the BCCI.

Under the circumstances, in light of the foregoing paragraphs and in furtherance of law it is the most humble submission of the undersigned before the Committee of Administrators to kindly act in accordance with law, the Rules and Regulations of the BCCI as well as the orders of the Hon'ble Apex Court, and desist from hindering the lawful functioning of the Board of Control for Cricket in India.

Thank you,

With regards,

Most humbly,

Amitabh Choudhary.

On Fri, Jun 1, 2018 at 3:25 PM, Committee of Administrators <coa@bcci.tv> wrote:

Dear all,

This has reference to the notice dated 31st May 2018 in respect of a Special General Meeting ("SGM") of the BCCI to be held on 22nd June 2018.

The said notice has been issued in violation of the directions dated 15th March 2018 issued by the Committee of Administrators, specifically Paragraph 10 thereof which inter alia requires notice of any meeting of the General Body of the BCCI to be issued only with the prior approval of the Committee of Administrators. The approval of the Committee of Administrators has neither been sought nor provided in relation to the SGM to be held on 22nd June 2018.

Till further instructions from the COA, it is directed that no BCCI employee/ consultant/ retainer/ service provider shall prepare and/or circulate any papers in respect of the said SGM or in any way act further to or in aid of the notice (including without limitation incurring any costs or expenses towards the said SGM by way of bookings, etc.).

Thanking you.

Yours faithfully,

The Supreme Court Appointed Committee of Administrators

- TRUE TYPED COPY -

ANNEXURE A-4

From: Committee of Administrators <coa@bccci.tv>

Date: Tue, Jun 5, 2018 at 3:47 PM

Subject: Re: SGM Notice dated 31st May 2018

To: BCCCI_Staffs <allstaffs@bccci.tv>

Cc: CK Khanna <ckkhanna@bccci.tv>, Amitabh Choudhary <amitabh@bccci.tv>, Anirudh Chaudhry <Chaudhry@bccci.tv>, Rahul Johri <rahul.johri@bccci.tv>

Dear all,

1. The Committee of Administrators has considered the contents of the trailing email dated 2nd June 2018 addressed by the Acting Secretary and takes this opportunity to reiterate the directions contained in the email dated 1st June 2018 addressed by the Committee of Administrators to the effect that no BCCCI employee/ consultant/ retainer/ service provider shall prepare and/or circulate any papers in respect of the said SGM or in any way act further to or in aid of the notice (including without limitation incurring any costs or expenses towards the said SGM by way of bookings, etc.).
2. All concerned to note the same for compliance.

Thanking you.

Yours faithfully,

The Supreme Court Appointed Committee of Administrators

- TRUE TYPED COPY -

ANNEXURE A-5

From: **Amitabh Choudhary** <amitabh@bccci.tv>

Date: Fri, Jun 8, 2018 at 4:27 PM

Subject: Re: SGM Notice dated 31st May 2018

To: Committee of Administrators <coa@bccci.tv>

Cc: CK Khanna <ckkhanna@bccci.tv>, Anirudh Chaudhry <Chaudhry@bccci.tv>, Rahul Johri <rahul.johri@bccci.tv>

June 8, 2018.

To,

Committee of Administrators.

Dear Sir/Madam,

At the outset, it would be pertinent to mention here that the directions and instructions issued by the Committee qua the convening of the Special General Meeting of the Board of Control for Cricket in India has the effect of extinguishing all democratic processes in the organisation and the same is being done by the Committee under the misplaced umbrella of the orders of the Hon'ble Supreme Court. We have been advised that holding a Special General Meeting and discussing and deciding on matters and communicating the same to the CoA in no way transgresses any order of the Hon'ble Supreme Court. It is unfortunate that our rights are sought to be scuttled by the Committee under the garb of the orders of the Hon'ble Supreme Court while taking away even our fundamental right of being represented in courts of law.

While there has been little effort to show for results during the last year and a half where the Hon'ble Supreme Court mandated reforms were concerned, every possible effort has and is being made by the Committee to stall the decision-making processes institutionalised under the Rules and Regulations of the BCCI and to focus on usurping all powers contained therein and reduce the organisation to a tool to wield as it deems fit. It is important to point out that the Committee has adopted an adversarial approach to both the implementation of the reforms and to the supervision of the administration of the BCCI with various shifts of goal-posts during this period. Having long lost focus of the primary duty cast upon the Committee by the Hon'ble Court and having been plagued with a flawed notion that the Hon'ble Supreme Court had anointed them to become the BCCI, the focus seemingly now is to thwart even the General Body from so much as discussing its own policy matters which are completely within its domain. It is respectfully submitted that since the very date of its appointment, the Committee has been taking several decisions that it had no jurisdiction to take, by usurping powers conferred under the Rules and Regulations of the BCCI which were hitherto vested in various institutions of the BCCI and the Office Bearers or the General Body. In fact, the clear thought of the Committee, as is also manifest from the spate of directions issued by it, is that neither the office bearers, nor the state associations, that actually comprise the BCCI, are in existence. All this has been done being unmindful of views of even their own erstwhile members and despite having been proved incorrect in their interpretation of the orders

of the Hon'ble Supreme Court on many counts, as are being enumerated hereunder in the form of a table. The chart also depicts the occasions on which the Committee has specifically prayed for removal of office bearers or has acted to curtail the powers of the office bearers.

Date	Opinion of the Committee/Action of the Committee	Outcome
31.01.2017	On the question as to whether the selection committee meetings convened by the undersigned should be held, Mr. Ram Chandra Guha gave his opinion as such: <i>“My own view is that these selection meetings should go ahead as planned. It is not the job of the COA to interfere with team selection”</i>	The undersigned had been forced to abstain and the meeting was convened on CoA directions by the CEO. This was in contravention of the Rules and Regulations of the BCCI.
31.01.2017	Despite clear orders of the Hon'ble Court that the undersigned/Honorary Treasurer/ Mr. Limaye would represent the BCCI in the February ICC meetings, the Committee got a communication issued to the ICC	The matter was mentioned before the Hon'ble Supreme Court the very next day when the Amicus informed the

	excluding the former two from the said meetings.	Hon'ble Court that the order would be complied with and the CoA withdrew its directive.
24.03.2017	Despite the clarifications made by the Hon'ble Supreme Court in its order-dated 20.01.2017 with regard to the disqualifications for being an office bearer, the Committee invented its own arguments and jurisprudence to read the disqualifications.	The Hon'ble Court again clarified the issue of disqualifications with the observation that the earlier orders were absolutely clear.
15.08.2107	The Committee made a request in its 5 th Status Report to the Hon'ble Supreme Court to issue a direction that the Office Bearers should cease and desist from functioning.	The Hon'ble Court's intent was clearly to resolve the larger issue of implementation.
08.03.2018	The Committee stated in its 7 th Status Report that the terms of office of all the office bearers has expired and that they cannot function.	The Hon'ble Court did not pass an order on the said prayer but once again the intent

		was to resolve the larger issue of implementation.
--	--	--

The above are only illustrative and not exhaustive. In the given facts and circumstances, the paragraph wise reply to your email is as under:

1. Notwithstanding your views/opinion regarding the directions dated 15th March 2018 issued by the Committee of Administrators, the same have been issued in exercise of the powers conferred on the Committee of Administrators by the Hon'ble Supreme Court. Accordingly, until and unless the Hon'ble Supreme Court specifically orders otherwise, you (and indeed all concerned) continue to be bound by the same. In any event, the Committee of Administrators had responded to your email dated 16th March 2018 on the same day reiterating the directions dated 15th March 2018 after due consideration of the facts contained in your said email.

While it is absolutely clear to us that the Hon'ble Supreme Court has given authority to the Committee to exercise supervision and control over the administration of the BCCI on account of which directions issued by you qua the administration of the BCCI are required to be followed by us and those of us in-charge of the administration of the BCCI being bound by those directions are

complying with them despite the fact that we have had contrary views on many issues. However, to our knowledge and according to advice received, there is no order that authorises the Committee of Administrators to either take decisions of a policy nature or to obstruct the processes that are enshrined in the extant Rules and Regulations of the BCCI for policy decisions. It is respectfully submitted that your earlier response to my email dated 16.03.2018 was hardly a response. My email had demonstrated on the basis of unimpeachable records that your reading of the orders of the Hon'ble Supreme Court was flawed and the mandate conferred upon you was being misread to attempt usurping total control over the BCCI by ousting the office bearers and undermining even the General Body. In response thereto, you chose to reiterate your stand, without addressing any of the contentions raised in my email. It is submitted that our concerns in the past regarding this matter, have not been addressed till date.

2. Even if you have actually issued the notice dated 31st May 2018 upon receipt of the required number of requisitions from the Member Associations of BCCI, it was nevertheless incumbent upon you (as an office bearer) to seek the approval of the Committee of Administrators in terms of Paragraph 10 of the directions dated 15th March 2018 prior to doing so (in exercise of your duty as an office bearer). Your otherwise lengthy and

protracted email fails to offer any explanation as to why you did not do so. Nothing in the existing Memorandum and Rules of Regulations of BCCI prevented you from forwarding any requisitions that you may have received to the Committee of Administrators and seeking approval. Till today, the Committee of Administrators has not seen a single requisition let alone the required number of requisitions.

While it is reiterated that the notice was issued in terms of Clause 17 of the Rules and Regulations of the BCCI upon receipt of the required number of requisitions from the Member Associations of the BCCI and being bound by the said provision, which admittedly is still in vogue, and being a matter of policy, nothing in the Rules and Regulations or any order of the Hon'ble Supreme Court or anything emanating therefrom, required the undersigned to forward any requisitions that the undersigned had received. Now that you have expressed willingness for the requisitions, the same will be forwarded to you. It is respectfully submitted that discussion and decision making on policy matters having huge ramifications and financial implications on the BCCI ought to be undertaken by the General Body in a Special General Meeting and not by two individuals, and this is the most democratic and transparent process engrafted in the Rules and Regulations of the BCCI for the conduct of a General Meeting, and I see no worthwhile or lawful reason for trying to stall a

democratic process that exists for decisions to be taken on policy matters. Besides, it is consistent with your publicly avowed commitment to principles of transparency. I sincerely believed that in the matter pertaining to the convening of the SGM by way of a valid requisition, I had no option other than to issue the notice for the same, which I had also sent to the Hon'ble CoA as a copy. It has to be kept in mind that I am an elected office bearer and have been directed to act as the Secretary of the Board by the Hon'ble Supreme Court. The Rules and Regulations also empower the requisitionists to convene an SGM themselves if the same is not convened by the Honorary Secretary and thus the attempt to stop the SGM from happening is of no real consequence and ought to have been avoided.

Moreover, the undersigned has already demonstrated on the basis of unimpeachable records that the directions issued on 15.03.2018 had no legal sanctity and had been issued by travelling much beyond the mandate conferred upon the Committee by the Hon'ble Supreme Court, and significantly, had been occasioned by the challenge to one of the most irregular and unconscionable appointments which had been sought to be made to a non-existent post of general manager (Marketing). I must reiterate here that I have the utmost respect for the majesty of the Hon'ble Supreme Court of India and the orders passed by it and am also aware of my duty to comply with its orders as much as

it is equally the settled law that I am not bound to follow instructions/directives of the Committee which are completely in teeth of the very directions issued by the Hon'ble Apex Court, especially those instructions/directives that have been issued by deliberately misreading the said orders to one's advantage.

3. Your reference to the Committee of Administrators' email dated 1st April 2017 is helpful in showing the initial approach adopted by the Committee of Administrators – one of restraint and cooperation. However, you have conveniently failed to refer to the subsequent events which compelled the Committee of Administrators to adopt a stricter and more involved approach. These subsequent events are set out in detail in various status reports filed by the Committee of Administrators from time to time (which again you have referred to selectively) and include the rejection (by the General Body of BCCI) of the fundamental core of the reforms mandated by the Hon'ble Supreme Court and failure to implement even those reforms which are claimed to have been accepted. These events did not and do not inspire any confidence in the General Body of BCCI either to act in furtherance of the reforms and/or conduct itself in a manner which would enhance the dignity and majesty of the game of cricket.

The contents of paragraph 3 are entirely your own version of events and unfortunately do not paint the true and complete

picture. I do not wish to go into the details thereof as doing so would entail a very voluminous response to your contention and may take this discussion to another direction altogether. Suffice it to say that decisions taken by the General Body in the earlier SGM's have already been within the notice of the Hon'ble Supreme Court and the Hon'ble Supreme Court has passed appropriate orders and is hearing the issue of the implementation of the reforms including the suggestions made to a fresh draft of the BCCI Constitution by the Office Bearers and the State Associations as well as the Committee of Administrators. Despite being aware of the on-going proceedings in the highest court of the land you have seemingly, and unhesitatingly, assumed the role even of the Hon'ble Supreme Court passing orders on the merits or otherwise of the above referred submissions which are currently under the consideration of the Hon'ble Apex Court, and yet again, as in the past, on the issue of India hosting its first Day/Night test match, cast aspersions and turned personal against individuals and groups of individuals. This is indicative of a strongly prejudiced state of mind and is neither healthy nor appreciated but due to the inherent respect and reverence that I have for the Hon'ble Supreme Court, I shall refrain from responding to these comments at this stage so as to not hamper the dignity and majesty of the administration of cricket. While an attempt is now being made, by way of hindsight, to resile from the contents of your email of 1st April,

2017 on the specious basis of your own 'judgments' the admitted fact remains that right from the day the Committee took charge every effort has been made to take complete charge of the administration and affairs of the BCCI by even declaring to none other than the ICC on 1st February 2017 itself that by virtue of the orders by the *"Hon'ble Supreme Court the Committee was in charge of the BCCI"* completely misrepresenting what the Hon'ble Apex Court had actually said and conveying an impression that the office bearers or the members of the BCCI had ceased to exist. It would be pertinent to point out here that the BCCI had held an SGM in the month of December, 2017 where the FTP had been approved in principle, on the basis of which the Broadcast Rights had been tendered resulting in the awarding of the Rights to Star which had generated good revenues. It is therefore surprising that though your confidence in the General Body existed prior to and post the said SGM, the same confidence since then has been shattered even though no meeting of the General Body has taken place since then and consequently there has been no material change in the circumstances pertaining to the status of the General Body. **The only circumstance that has changed is that in view of actions taken by the Committee in the recent past especially those relating to appointments the undersigned has been categorical and emphatic in expressing his contrary views. However, even this can hardly be a cause of worry for the**

Committee so far as the SGM is concerned because the undersigned does not even have a vote in the SGM. In fact, the existence of contrary views is extremely healthy in a democratic set up and, if anything, should have been welcome.

4. In any event, your email proceeds on the basis that the General Body of BCCI is “supreme” and further that this erroneous understanding has been accepted by the Committee of Administrators. The email dated 1st April 2017 states that the Committee of Administrators do not intend to interfere with the decisions of the various committees of BCCI and/or the General Body as long as the same do not conflict with the duties/decisions of the Committee of Administrators. This itself makes it clear that the Committee of Administrators can and will interfere with decisions of the various committees of BCCI and the General Body where it considers necessary.

It is clear that my email has been interpreted without reference to its context. I wrote only with respect to issues pertaining to matters of policy pertaining to the BCCI in the present set of facts and circumstances. In order to clarify, I would like to illustrate that in matters of administration, the CoA is to supervise the it but in matters of policies of the BCCI, the General Body is supreme. The decisions of the BCCI, whether policy or administration are subject to judicial review and thus, the

Hon'ble Supreme Court is 'supreme'. Therefore, if a decision with regard to policy is taken by the SGM (and if it is not violative of any direction/order of the Hon'ble Supreme Court) it is respectfully stated that the CoA cannot interfere with the decisions since neither the office bearers (administrators) nor the CoA (the entity that supervises the administration) can bind the General Body to commit to any policy or contractual decision without its free will, taken by two individuals as per their fancy by keeping even the elected office bearers in dark.

Moreover, the contention made in the paragraph under reply is yet another manifestation of the flawed thinking of the Committee that presently the BCCI comprises only two individuals. Even if it is assumed for the sake of argument and without in any manner admitting the same that the Committee has the power to interfere with the decisions taken by the Committees or even the General Body, one still fails to find the source of the authority or the power in the Committee from preventing the BCCI Committees or the General Body from convening their meetings and taking a decision. Despite my having raised this contention in my umpteen emails, I am still awaiting information on the specific order of the Hon'ble Supreme Court which confers power upon the Committee to take over the BCCI and even take policy decisions with huge financial

implications by keeping even the office bearers in dark leave alone the members who constitute the BCCI.

5. In any event, the recommendations of the Hon'ble Justice Lodha Committee contemplate independent voices in the governance of BCCI and proceed on the basis that the public are the primary stakeholders in the game while players form its very core. Accordingly, the notion that "matters of paramount importance to the polices and the working" of BCCI can only be decided upon by the General Body is clearly contrary to the recommendations of the Hon'ble Justice Lodha Committee, which have the force of law by virtue of having been accepted by the Hon'ble Supreme Court vide judgment dated 18th July 2016 ("**Judgment**"). The constituent members of BCCI can no longer claim monopoly over policy-making because the public and the players have been recognized as primary/ core stakeholders. Until the Judgment is implemented in its letter and spirit and a truly representative body (which will account for the voices of all the stakeholders) is put in place at all levels, all important decisions, whether they relate to any past policy or not, would also need to answer the interests of the game, the players and the public at large. The Committee of Administrators is duty bound to ensure the same and has acted accordingly. Therefore, in the meanwhile, until the Judgment is implemented in its letter and

spirit, the Committee of Administrators are empowered, nay obligated to take such decisions.

While the undersigned is aware that the Committee is headed by none other than an ex-member of the prestigious IAS from Nagaland Cadre, it still does appear that the Hon'ble Committee of Administrators is not being briefed properly and its advisors, legal or otherwise, for reasons best known to them, are giving advice that is not only faulty but also threatens to derail processes and systems, the outcome of which has even been appreciated by the Justice Lodha Committee. If one was to actually refer to the Justice Lodha Committee's recommendations and the Constitution proposed by the said Committee, it would make it abundantly clear that the decisions of the Apex Council, the IPL GC etc. would all be subject to the General Body of the Board. The Tamil Nadu Societies Act also contemplates that, as do principles of corporate governance. Therefore, as per advice received, one can safely say that the contention propounded in the above paragraph is not consistent with the Judgment and orders passed by the Hon'ble Supreme Court. The BCCI has always involved the players and obtained feedback on all important issues and has taken decisions after considering their viewpoints. BCCI's decisions have been applauded and they have been criticised and this is how a democratic setup works. It is interesting to note your use of the word 'monopoly' with

regard to decision-making of the BCCI. That may be how you think about it and therefore that is why you may be keen to take decisions of a policy nature even if you do not have jurisdiction to do so. However, we at the BCCI have never considered the process of decision-making a monopoly but it is in fact a burden that the organisation collectively bears, to decide on matters of policy that impact the organisation and its stakeholders. It is a heavy burden but one that we willingly bear. We make mistakes and we correct them, we innovate and we lead. We transform with time and therein we are a dynamic organisation that is responsive to its stakeholders and we have done well and we can do better. However, the process has to be democratic and decision-making of policy nature cannot rest in the hands of 2 individuals and without even being the BCCI they cannot bind the organisation without its authorisation, consent and free will. The CoA or the office bearers, it is respectfully submitted, are not empowered or obligated to take policy decisions. It is also submitted that in taking such decisions of a policy nature, you have not even discussed them with office bearers, leave alone member associations that comprise the organisation. It would be pertinent to note here that the Special General Meeting of the BCCI that has been convened is to be attended only by office bearers of the member associations as previously mandated by the Hon'ble Apex Court and by none else, and, therefore, those attending would be people who are in their positions in

compliance of the orders of the Hon'ble Supreme Court which should anyway address your concern for the 'primary' and 'core' stakeholders.

One really marvels at the thought that the General Body which comprises representatives from the state associations which through their members (which invariably include the players that have represented the state unit and the country) are directly in touch with the "public" in the remotest areas of the country where the sport is being played, all because of their labour and pain, has since the nomination of the Committee, suddenly lost its "public character" and concern for the players and instead, two individuals taking decisions in the most opaque manner have become the repository of all things democratic, transparent and public good. If your interpretation of the recommendations of the Justice Lodha Committee with regard to the people's stake and participation are to be accepted then the AGM of the BCCI could well be held with the next General Elections and decisions at SGMs could be taken by public referendums such as the Brexit vote in the UK.

6. In the above circumstances, it is clear that characterizing the General Body as "supreme" is nothing but an attempt to bypass the orders passed by the Hon'ble Supreme Court in terms of which the office bearers of BCCI are required to act under the supervision and control of the Committee of Administrators.

Your email itself concedes that the General Body intends to discuss issues in which the decisions taken by the Committee of Administrators are likely to come up for discussion. This reveals that the real purpose of the proposed SGM is to try and undermine decisions taken by the Committee of Administrators. Indeed, the contentions raised in your trailing email are clearly self-serving and have no basis either in law or fact.

The undersigned is surprised at the manner in which everything is being interpreted by the CoA as an attempt to bypass the orders passed by the Hon'ble Supreme Court when every care has been taken by the undersigned to comply with each and every order of the Hon'ble Court. The only reason one can fathom for this convoluted interpretation is the knowledge that some of the decisions of the CoA may be such decisions that have been taken without jurisdiction or without following the principles established by law and judicial decisions. It is also submitted most respectfully that even the public at large may easily interpret as to whose contentions are self-serving, however, your view that the arguments raised by the undersigned have no basis either in law or fact is a notion that is factually incorrect and legally unsustainable. The last part of the paragraph under reference is yet another illustration of misinterpreting situations and judicial records/orders to find justification and sustenance for your decisions which in fact have no legal basis.

7. In light of the aforesaid, the directions contained in the email dated 1st June 2018 addressed by the Committee of Administrators are reiterated.

In the facts and circumstances, arrogation of powers to itself and flawed interpretation of judicial orders it is humbly requested to kindly withdraw the orders which might come in the way of the constitutional functioning of the BCCI and may hamper the decision making of the General Body by restricting flow of information to the Board through the staff of the BCCI.

Regards,

Amitabh Choudhary

- TRUE TYPED COPY -

ANNEXURE A- 6

From: **Amitabh Choudhary** <amitabh@bccitv.com>

Date: Sun, Jun 24, 2018 at 8:07 PM

Subject: SGM RESOLUTIONS

To: Committee of Administrators <coa@bccitv.com>

Cc: CK Khanna <ckkhanna@bccitv.com>, Anirudh Chaudhry <Chaudhry@bccitv.com>, Rahul Johri <rahul.johri@bccitv.com>

Dear Sir/Madam,

A copy of the resolutions adopted unanimously by the General Body in the SGM held at 10 AM on June 22, 2018 at Delhi is attached for your kind perusal.

Thanks and regards,

Amitabh Choudhary.

**RESOLUTIONS ADOPTED BY THE GENERAL BODY OF
THE BCCI AT THE SPECIAL GENERAL MEETING HELD
AT THE TAJ MAHAL HOTEL, 1, MANSINGH ROAD, NEW
DELHI AT 10 A.M. ON THE 22ND OF JUNE, 2018.**

“Resolved that entire costs of this requisitioned General Body meeting for which 28 nominations were received will be borne by the BCCI. Resolved further to record with regret the fact that no officials were present nor that any official records available to assist the General Body as a result of directives issued.”

Agenda Item wise:

- 1. Consider and decide on matters relating to players’ contracts and remunerations including remunerations to domestic players, match officials etc.**

“RESOLVED THAT the player contracts as tabled by the Acting Secretary for the season 2017-18 be and are hereby authorized to be executed for and on behalf of the BCCI by the Acting Secretary.”

“FURTHER RESOLVED THAT the General Body principally agrees to enhance the remuneration of all domestic players, both men and women, and directs the Acting Secretary that all relevant information and proposals be made available to the

relevant committees, failing which, to the members of the General Body for their consideration.”

“FURTHER RESOLVED THAT the payment policy for players, umpires and match officials shall be revisited and formulated at the end of the 2017-18 cricketing season after considering the above.”

2. Update on and to consider and decide on matters pertaining to commercial rights and sponsorships of the BCCI.

“RESOLVED THAT the tendering of any commercial rights, sponsorships for and on behalf of the BCCI hereinafter shall only be undertaken by following the process as described which is part of policy and past practice.”

The policy and past practice referred to in the said resolution was described as under:

“There has been a transparent and democratic policy in place at the BCCI to deal with the commercial rights and sponsorships. The processes go through the administration and then the Marketing Committee and finally through the General Body.”

3. To consider and to take decisions on matters pertaining to the ICC including but not limited to revenues and the Members Participation Agreement.

“RESOLVED THAT MPA shall not be executed without the authorization of the General Body of the BCCI and the BCCI

reserves all its rights regarding the Members Participation Agreement and regarding its participation in any other multi-nation tournament or games not covered by the Members Participation Agreement.”

“FURTHER RESOLVED THAT the Acting Secretary is directed to communicate this to the ICC.”

4. **Update on and to consider and decide on the matter relating to dispute raised by PCB in the ICC DRC.**

The members took note of the update.

5. **To consider and to decide on matters pertaining to Committees and Sub-Committees of the BCCI, and other decisions of policy nature of the BCCI.**

“RESOLVED THAT all committees constituted by the General Body from time to time which include standing committees, sub-committees, special committees and other committees constituted shall function normally subject to any specific direction of the Hon’ble Supreme Court in this regard that may be ordered by the Hon’ble Court.”

6. **To consider and decide on matters pertaining to appointments and Human Resources of the BCCI.**

“RESOLVED THAT the office bearers are directed to draft and propose a Human Resources policy for the BCCI and present the

same to the General Body for its consideration and the proposal must necessarily include fair and transparent procedures and processes for employment, removal from service etc. as well as draft terms and conditions for employment as indicative guides for reference.”

“FURTHER RESOLVED THAT the house appreciates that the CoA may engage the services of professionals to aid them in their work of supervision of administration of the BCCI that they are mandated to carry out by the orders of the Hon’ble Supreme Court and such employments by them such as the COO(IPL), GM(Cricket Operations), COO(NCA) etc. are noted and it is directed that the relevant documents pertaining to the processes/procedures adopted for their appointment be placed before the General Body for the necessary approvals by the BCCI.”

“FURTHER RESOLVED THAT upon the adoption of the Human Resources policy by the General Body in a subsequent General Body Meeting, the process of filling up vacant positions and employment for and on behalf of the BCCI except those mentioned above shall be undertaken in accordance with the said policy in a transparent and fair manner and strictly according to the process laid down therein. It is made clear that all individuals who fulfill the eligibility criteria for each position as would be set by the Board would be eligible to apply for the given positions

including those individuals who have been appointed by the Committee of Administrators.”

“FURTHER RESOLVED THAT till the appointment of the Head of the ACU of the BCCI is done for and on behalf of the BCCI in terms of the above resolutions, Sh. Neeraj Kumar be and is hereby given an extension to his contract on the same terms and conditions as before.”

7. **To consider and decide on legal matters and on the matter of legal representation of the BCCI in various forums generally and in specific matters.**

“RESOLVED THAT in the present facts and circumstances the office bearers be and are hereby authorized to be represented before any Court including the Hon’ble Supreme Court by counsels of their choice in connection with their roles as office bearers that includes their rights and duties and other such issues that may arise in relation to the present facts and circumstances.”

“FURTHER RESOLVED THAT the office bearers be and hereby authorized to seek legal opinions, engage counsels, hold conferences in connection with their legal cases relating to discharge of their duties and responsibilities as office bearers of the Board and all such lawyer fees shall be borne by the Board.”

“FURTHER RESOLVED THAT the Board of Control for Cricket in India shall be represented in all legal matters only through the Honorary Acting Secretary of the Board.

“FURTHER RESOLVED THAT the Honorary Acting Secretary be and is hereby authorised to engage counsels, appear, sign, verify, institute, declare, affirm, depose, make, present, submit and file all necessary notices, plaints, counter claims petitions, written statements, affidavits, undertakings, declarations, Appeals, Revisions, applications, statements, complaints, replies, responses, reapplication, rejoinder, vakalatnamas, power of attorney, papers and documents and all proceedings and matters in connection with any suit(s) or proceeding(s) filed by or against the Board of Control for Cricket in India before any court of law or any arbitration or any tribunal or any commission or any quasi-judicial or statutory or administrative authority at all stages and as may be considered necessary on behalf of the Board of Control for Cricket in India.”

“FURTHER RESOLVED THAT the Honorary Acting Secretary be and is hereby authorised to engage counsels, file and take back documents of opposite party, submit to arbitration and differences or disputes that may arise, in connection with or in any manner relating to the cases, or file, defend, prosecute criminal complaints before the courts of competent jurisdiction.”

“FURTHER RESOLVED THAT no other person including any employee of the Board is authorized or permitted to file any

affidavits or to sign any vakalatnamas, engage counsels, appear, sign, verify, institute, declare, affirm, depose, file any plaint, petition, written statement, affidavits, undertakings, papers and documents and all proceedings and matters in connection with any suit(s) or proceeding(s) before any court of law or any arbitration or any tribunal or any commission for and on behalf of the Board of Control for Cricket in India”

“FURTHER RESOLVED THAT the administration is directed to clear the bills of all lawyers and other such connected bills within twenty days of the verification of such bills by the Honorary Acting Secretary.”

“FURTHER RESOLVED THAT the Honorary Acting Secretary be and is hereby authorised to sign, submit and to give effect to this resolution and to forward a copy the resolution to the relevant authority (ties).”

“FURTHER RESOLVED THAT this resolution supersedes any other resolution passed by the Board on this subject.”

8. **To consider and to take decisions on all matters pertaining to the National Cricket Academy, its programs, and all matters pertaining to the proposed new National Cricket Academy Head Quarters.**

“RESOLVED THAT all decisions required to be taken by the National Cricket Academy Board in accordance with the extant Rules and Regulations of the BCCI as detailed hereinabove shall

be taken only by the National Cricket Academy Board subject to any order of the Hon'ble Supreme Court.”

“FURTHER RESOLVED THAT the National Cricket Academy Board is directed to examine and review the decisions taken in relation to the sphere of jurisdiction of the National Cricket Academy Board including but not limited to the processes and decisions of all appointments and conduct of programs etc. which have not been done following the correct procedure and due process and to present the same to the General Body with their comments.”

“FURTHER RESOLVED THAT the National Cricket Academy Board shall consult various stakeholders and devise programs making allowances for scientific progress in the field of sports sciences, future developments and growth and make recommendations for the requisite infrastructure for the new NCA facility to make it a state of the art facility.”

“FURTHER RESOLVED THAT the National Cricket Academy Board be and is hereby authorized to take all steps to develop and finalise plans for the new NCA facility at Bangalore and present the same to the General Body expeditiously to begin the work on the project in a time bound manner.”

9. To consider and to take decisions on all matters of cricket operations including those relating to the Domestic Season (2018-19.)

The decision taken by the General Body in the SGM is as under:

- All the teams presently playing Ranji Trophy shall play in the Elite Group of Ranji Trophy.
- The new teams, namely Bihar and the North Eastern States who are represented through the respective BCCI members shall play in the Plate Group of Ranji Trophy.
- The bottom two teams of the Elite Group (on the basis of points and NRR in case of equal points) and the top two teams of the Plate Group shall play a qualifying super-league.
- The top two teams of the super-league shall play in the Elite Group of Ranji Trophy in the following year and the bottom two shall play in the Plate Group of Ranji Trophy in the following year.
- This format would be applied for all age group matches as well. Both for ladies and for gentlemen.

10. To consider and to take decisions on the T20 Tournaments hosted and organized by State Associations.

“RESOLVED THAT the draft rules pertaining to the conduct of T20 tournaments by State Cricket Associations be and are hereby adopted with modifications.”

“FURTHER RESOLVED THAT a committee consisting of the office bearers and the Chairman, Technical Committee be and hereby is constituted to consider, report and propose to the General Body whether those players who have briefly appeared in the IPL may be permitted to participate in such tournaments subject to such terms and conditions that may be imposed.”

- TRUE TYPED COPY -



Committee of Administrators <coa@bccci.tv>

Resolutions purportedly passed during meeting held on 22nd June 2018

1 message

Committee of Administrators <coa@bccci.tv>

Thu, Jun 28, 2018 at 11:50 AM

To: BCCI_Staffs <allstaffs@bccci.tv>

Cc: CK Khanna <ckkhanna@bccci.tv>, Amitabh Choudhary <amitabh@bccci.tv>, Anirudh Chaudhry <Chaudhry@bccci.tv>, Rahul Johri <rahul.johri@bccci.tv>

Dear all,

1. The Committee of Administrators has received a document from the Acting Secretary setting out the various resolutions that were purportedly passed during a meeting held at the Taj Mahal Hotel, New Delhi on 22nd June 2018. The said meeting was convened and held in violation of the directions dated 15th March 2018 issued by the Committee of Administrators.

2. Accordingly, it is directed that no office bearer/ committee member/ employee/ consultant/ retainer/ service provider shall in any way implement, act further to or in aid of any resolutions that may have been passed during the aforesaid meeting.

3. A copy of this communication shall be put up on the BCCI website for compliance by all concerned.

Thanking you.

Yours faithfully,

The Supreme Court Appointed Committee of Administrators

- TRUE COPY -

DIRECTIONS ISSUED BY THE COMMITTEE OF ADMINISTRATORS

- A. The order dated 2nd January 2017 passed by the Hon'ble Supreme Court *inter alia* ordered and directed that:

"A Committee of administrators shall supervise the administration of BCCI through its Chief Executive Officer.

...

... the Committee of Administrators shall also ensure that the directions contained in the judgment of this Court dated 18 July 2016 (which accepted the report of the Committee with modifications) are fulfilled and to adopt all necessary and consequential steps for that purpose.

...

...Upon the Committee of administrators as nominated by this Court assuming charge, the existing office bearers shall function subject to the supervision and control of the Committee of administrators. The Committee of administrators would have the power to issue all appropriate directions to facilitate due supervision and control"

- B. Thereafter, the order dated 30th January 2017 passed by the Hon'ble Supreme Court states that:

"... The C.E.O. of B.C.C.I. shall report to the Committee of Administrators and the Administrators shall supervise the management of B.C.C.I."

- C. In light of the aforesaid orders, it is clear that (i) the Committee of Administrators shall supervise the management and administration of the BCCI through its CEO; (ii) the office bearers shall function subject to the supervision and control of the Committee of Administrators; (iii) the Committee of Administrators will have the power to issue all appropriate directions to facilitate due supervision and control of the functioning of BCCI; and (iv) the CEO shall report to the Committee of Administrators and the Committee of Administrators shall supervise the management of BCCI.

- D. The Committee of Administrators had issued directions dated 6th April 2017 which are currently in force. The Committee of Administrators has observed and taken note of certain difficulties in functioning of BCCI in terms of the said directions dated 6th April 2017. These difficulties include decisions being taken without consulting the Committee of Administrators, delay in providing feedback/ inputs to the Committee of Administrators (when sought on particular issues) and extensive travel being undertaken by office bearers without the Committee of Administrators knowing the purpose of such travel. Therefore, in order to address various difficulties and to better

facilitate the supervision and control of the management and administration of BCCI, the Committee of Administrators is of the view that it is now necessary to issue a fresh set of directions to replace the directions dated 6th April 2017. It is clarified that the directions dated 2nd May 2017 shall continue to remain in force even after issuance of these directions.

Accordingly, with a view to ensuring that the affairs of the BCCI are carried out in accordance with the orders passed by the Hon'ble Supreme Court as well as in the interests of good governance, the Committee of Administrators considers it necessary to issue the following directions in supersession of the directions dated 6th April 2017:

1. The existing office bearers and the CEO shall be bound to act in accordance with the directions of the Committee of Administrators and shall aid, assist and cooperate with the Committee of Administrators so as to enable it to (i) effectively supervise the management and administration of the BCCI through the CEO; (ii) ensure that the directions contained in the Hon'ble Supreme Court's judgment dated 18th July 2016 ("**Judgment**") are implemented; and (iii) supervise and control the functioning of the office bearers of the BCCI. The existing office bearers and the CEO shall take all necessary steps to ensure compliance and/or give effect to these directions.
2. Except for those communications/ categories of communications which particular office bearers have been separately directed to address only to the Committee of Administrators, all communications between the office bearers and any employees/ retainers/ consultants of the BCCI shall be copied to the CEO and the Committee of Administrators. Any employee/ retainer/ consultant of BCCI who receives a communication from any office bearer and finds that the same is not copied to the CEO and/or the Committee of Administrators, shall immediately forward the same to the CEO and/or the Committee of Administrators, as the case may be.
3. The office bearers and/or their respective Executive Assistants shall not undertake any travel including but not limited to hotel accommodations at BCCI expense without the prior approval of the Committee of Administrators. While seeking such approval, the concerned office bearer shall also communicate the proposed itinerary of travel along with details of the official work/ purpose for such travel. For the avoidance of doubt, it is clarified that the directions contained in this Paragraph 3 shall prevail over any existing travel policy notwithstanding that such travel policy may have earlier been approved by the Committee of Administrators.
4. Henceforth, BCCI shall not bear the expenses of any legal representation/ advice that any office bearer may seek from external legal advisers/ counsel in connection with Civil Appeal No. 4235 of 2014 and connected matters before the Hon'ble Supreme Court of India.

5. The CEO alone shall continue to sign all pleadings, affidavits, applications, etc. in respect of legal proceedings filed by or against the BCCI. The CEO alone shall continue to issue instructions to advocates/ legal advisors in relation to fresh as well as pending legal proceedings under the supervision and control of the Committee of Administrators.
6. All contracts/ tender documents having value of above Rs. 25 lakhs shall be put up by the CEO before the Committee of Administrators for approval. The Acting Secretary shall continue to sign all contracts/ appointment letters on behalf of BCCI. However, if a contract/ appointment letter that has been approved by the COA is not signed by the Acting Secretary within reasonable time not exceeding 5 working days, the Committee of Administrators may direct the CEO to sign such contract/ appointment letter. Once a contract/ appointment letter has been signed by the CEO as per the directions of the Committee of Administrators, the same shall be binding on BCCI.
7. All payments to be made on behalf of the BCCI shall be jointly approved by the Acting Secretary and the CEO. In the event one of them approves a payment and the other does not or fails either to reject or approve such payment within 3 days, the matter shall be placed before the Committee of Administrators for its decision. In any event and notwithstanding the above, prior approval of the Committee of Administrators shall be taken in respect of any payment where the beneficiary is the CEO, Acting President, Acting Secretary, Treasurer or any employee who works exclusively with any of them. However, regular payments of salary/ other remuneration to such employees shall not require the prior approval of the Committee of Administrators.
8. Once a payment is approved and/or a decision is taken as aforesaid, the said payment shall be processed and/or decision implemented by the Joint Secretary and the Treasurer within 3 working days. If a payment is not processed and/or decision is not implemented within 3 working days, the Committee of Administrators may direct the other two signatories, namely Mr. Santosh Rangnekar and Mr. Saba Karim, to process the payment and/or implement the decision instead of the Joint Secretary and the Treasurer.
9. Any powers exercisable by any office bearer under the existing Memorandum and Rules and Regulations of BCCI ("**Existing BCCI Constitution**") shall be exercised only with the prior approval of the Committee of Administrators. As an illustration it may be pointed out that the power of the Acting President to fill up any vacancies under Rule 13(a)(ii) of the Existing BCCI Constitution shall be exercised only with such prior approval as aforesaid.
10. Notice of any meeting of any committee/ sub-committee or the General Body of the BCCI shall be issued only with the prior approval of the Committee of Administrators. While seeking such approval the convener of the relevant committee/

sub-committee and/or the Acting President/ Acting Secretary, as the case may be, shall also provide a draft notice and draft agenda for the proposed meeting as well as any related documents that are circulated and/or intended to be circulated to the persons/ members entitled to attend such meeting. The CEO shall be entitled to be present in any such meeting. All decisions taken during such meeting should be intimated by the Chairman of the meeting to the Committee of Administrators and the CEO in form of draft minutes of meeting as soon as possible after the said meeting. No decisions taken during such meeting shall be acted upon and/or implemented without the prior approval of the Committee of Administrators.

11. All information, correspondence, communications and discussions involving the Committee of Administrators and any employee/ consultant/ retainer/ service provider shall be kept confidential and shall not be disclosed to any person without the express written consent of the Committee of Administrators.
12. In the event there is any difficulty in the implementation or execution of these directions or any other directions that have been or may be issued by the Committee of Administrators, the CEO shall forthwith bring the same to the knowledge of the Committee of Administrators to issue such further directions for implementation as it may consider necessary.

Issued by:

The Supreme Court Appointed Committee of Administrators of the BCCI

Dated: 15th March 2018

- TRUE COPY -

From: Committee of Administrators <coa@bccci.tv>

Date: Mon, Jun 25, 2018 at 9:13 PM

Subject: Authority to Sign Legal Documents and Issue Instructions to Advocates/ Legal Advisors of BCCI

To: Rahul Johri <rahul.johri@bccci.tv>

Cc: Karina Kripalani <karina.kripalani@bccci.tv>, Prabhjyot Chhabra <prabhjyot.chhabra@bccci.tv>, Vikrant Bansode <vikrant.bansode@bccci.tv>

Dear Mr. Johri,

1. The order dated 2nd January 2017 passed by the Hon'ble Supreme Court inter alia ordered and directed that:

"A Committee of administrators shall supervise the administration of BCCI through its Chief Executive Officer.

...

... the Committee of Administrators shall also ensure that the directions contained in the judgment of this Court dated 18 July 2016 (which accepted the report of the Committee with modifications) are fulfilled and to adopt all necessary and consequential steps for that purpose.

...

...Upon the Committee of administrators as nominated by this Court assuming charge, the existing office bearers shall function subject to the supervision and control of the

Committee of administrators. The Committee of administrators would have the power to issue all appropriate directions to facilitate due supervision and control”

2. Thereafter, the order dated 30th January 2017 passed by the Hon’ble Supreme Court states that:

“... The C.E.O. of B.C.C.I. shall report to the Committee of Administrators and the Administrators shall supervise the management of B.C.C.I.”

3. In view of the aforesaid, the Committee of Administrators reiterates paragraph 5 of the directions dated 15th March 2018, which states as follows:

“The CEO alone shall continue to sign all pleadings, affidavits, applications, etc. in respect of legal proceedings filed by or against the BCCI. The CEO alone shall continue to issue instructions to advocates/ legal advisors in relation to fresh as well as pending legal proceedings under the supervision and control of the Committee of Administrators.”

4. It is confirmed that the above directions shall have effect notwithstanding any contrary resolution(s) that may have been passed by BCCI.

5. This email may be produced before any court or other authority,
if required.

Legal Team is copied for compliance.

Thanking you.

Yours faithfully,

The Supreme Court Appointed Committee of Administrators

Dated: 25th June 2018.

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ANNEXURE A-10

**DECISION OF THE COMMITTEE OF ADMINISTRATORS REGARDING
ASSOCIATE MEMBERSHIP FOR THE UNION TERRITORY OF PONDICHERRY**

1. The order dated 21st September 2017 passed by the Hon'ble Supreme Court *inter alia* directed that:

“At this juncture, an issue has arisen with regard to the associate membership for the Union Territory of Puducherry. There are three claimants. We do not intend to get into that. We ask the Committee of Administrators to supply the report of the Affiliation Committee to all the contesting Associations and, thereafter, take a decision which shall be a reasoned. The Association chosen by the Committee of Administrators shall be allowed to represent Puducherry if they are found fit. The Committee of Administrators shall afford an opportunity of hearing and decide the matter within two weeks hence. The contesting parties shall cooperate, otherwise the Committee of Administrators is under an obligation to take a decision within the stipulated time frame.”

2. In compliance with the above, the Committee of Administrators addressed an email dated 22nd September 2017 to the three claimants enclosing copies of the two reports of the Affiliation Committee dated 25th April 2017 and 4th July 2017. By the same email, the claimants were informed that their respective duly authorized representatives may appear before the Committee of Administrators at Mumbai at 12 noon on 27th September 2017 to make oral submissions at a personal hearing, if they so desire. The claimants were also informed that each claimant should also provide their respective written submissions by email on or before 5 pm on 29th September 2017.
3. Of the three claimants, two are actually factions/ groups of the same association, i.e. Pondicherry Cricket Association (“PCA”). One faction/ group asserts its claim through Mr. G. Kalaimani on the basis that he is the Hon. Secretary of the PCA whereas the other faction/ group asserts its claim through Mr. G. Velmurugan on the basis that he is the Hon. Secretary of the PCA. Both the said factions/ groups claim to represent the PCA. For convenience, these two claimants (being factions/ groups of the PCA) are referred to as “PCA-Kalaimani” and “PCA-Velmurugan” respectively. The third claimant is the Cricket Association of Pondicherry (“CAP”).
4. At the hearing on 27th September 2017:
 - (a) PCA-Kalaimani was represented by Advocate Mr. R. Chandrachud, Mr. G. Kalamani (Hon. Secretary), Mr. S. Babu (President) and Mr. K. Ravikumar (Hon. Joint Secretary).

- (b) PCA-Velmurugan was represented by Advocate Mr. Aditya Verma, Mr. G Velmurugan (Hon. Secretary), Mr. S. Chandramouli (Hon. Joint Secretary) and Mr. N. Bharathi (Hon. Treasurer).
 - (c) CAP was represented by Mr. P. Damodaran (Hon. Secretary) and Mr. G. M. Arun Kumar (President).
5. The submissions of all the claimants were heard at length by the Committee of Administrators. Each of the three claimants has also filed written submissions along with voluminous documents in support thereof.
 6. The Committee of Administrators requested the Hon'ble Supreme Court for some more time to take a decision in terms of the order dated 21st September 2017 and the time has been extended till 25th October 2017 by order dated 5th October 2017.
 7. From the documents submitted by PCA-Kalaimani, it appears that:
 - (a) The PCA was established in 1968 and registered as a society with the Registrar of Companies and Societies, Puducherry under the Societies Registration Act, 1860. Its registration number is 15/68. PCA is affiliated to the Tamil Nadu Cricket Association ("TNCA"). Relevant extracts from the annual reports of the TNCA for the years 2000-2001 through 2009-2010 indicate that the PCA has been a part of the TNCA's cricketing activities, has been participating in tournaments conducted by the TNCA and has organized various tournaments in Puducherry.
 - (b) Applications dated 18th September 2000, 18th April 2001 and 15th February 2002 were filed by the PCA with the BCCI seeking associate membership. However, for the reasons stated in the report submitted by the then Affiliation Committee pursuant to its visit to Puducherry on 20th April 2001 as well as in the subsequent report submitted by another 3-member committee comprising of Mr. Shashank Manohar, Mr. Sanjay Jagdale and Mr. Shivalal Yadav pursuant to its visit to Puducherry on 28th April 2007, PCA was not granted associate membership.
 8. PCA-Kalaimani has contended that:
 - (a) The TNCA was not happy with Mr. G. Kalaimani's efforts to obtain associate membership of BCCI for PCA and started interfering in the affairs of the PCA first by stopping subsidy to PCA in 2003 and subsequently by appointing an Ad Hoc Committee of TNCA in 2006 to conduct cricket matches in Puducherry instead of conducting the same through the PCA. Accordingly, league matches and selection trials for the period 2006-2007 and 2007-2008 were conducted by the TNCA in Puducherry.




- (b) With a view to ousting Mr. G. Kalaimani from the PCA, certain members of TNCA colluded with certain expelled members and non-members of the PCA to disrupt the selection trials being conducted by PCA on 2nd July 2010. This was used as grounds by the TNCA to suspend the PCA. Appeals filed by the PCA and Mr. G. Kalaimani challenging the suspension of PCA remain undecided.
- (c) TNCA advised certain expelled members and non-members of the PCA to issue a letter dated 5th February 2012 calling for an Extra Ordinary General Meeting on 25th February 2012 in a manner contrary to the Rules of the PCA. Some members of the PCA, viz. Rahul Dravid Cricket Club and United Force Cricket Club, filed O. S. No. 227 of 2012 and O. S. 947 of 2012 respectively before the 1st Additional District Munsif Puducherry and obtained injunctions restraining the conduct of the Extra Ordinary General Meeting on 25th February 2012.
- (d) There were 31 clubs that were members of the PCA. These clubs were not required to be registered associations and were hence un-registered. On the advice of TNCA in 2012, the expelled members and non-members of the PCA took the list of these 31 member clubs of the PCA and proceeded to illegally register the said member clubs by showing themselves as the individual members of the said clubs. In this manner, the real/ original member clubs of the PCA were usurped by the aforementioned expelled members and non-members.
- (e) Thereafter, PCA-Velmurugan claimed that they had conducted elections to the PCA and elected new office bearers. TNCA sent their persons to assist the aforementioned usurpers in submitting fraudulent filings before the Registrar of Companies and Societies. Based on the said filings, TNCA revoked the suspension of PCA and recognized PCA-Velmurugan as the elected office bearers of the PCA.
- (f) PCA-Kalaimani filed O. S. No. 1140 of 2013 before the Hon'ble Principal District Munsif, Puducherry and obtained an interim injunction restraining persons who are part of PCA-Velmurugan from interfering with the activities of the PCA, which injunction was in operation till 1st September 2016.
- (g) In the meantime, MSK Memorial Cricket Club (one of the members of the PCA) filed O. S. No. 43 of 2013 before the Hon'ble Principal Sub Judge, Puducherry and obtained an injunction on 21st March 2013 and subsequently a judgment and decree dated 23rd December 2016 against the PCA, Mr. G. Kalaimani and Mr. G. Velmurugan *inter alia* to the effect that the alteration of Memorandum of Regulations filed before the Registrar of Companies on 25th




March 2013 and any subsequent acts on the strength of the said alteration was null and void.

9. PCA-Velmurugan has largely accepted the factual narrative of PCA-Kalaimani in relation to the cricketing activities of the PCA as an affiliate of TNCA. However, PCA-Velmurugan has not made any allegations against TNCA but instead contended that:
 - (a) Prior to the election of Mr. G. Velmurugan as Hon. Secretary of the PCA in 2012, Mr. G. Kalaimani was the Hon. Secretary till 18th November 2011 but was no longer chosen as Hon. Secretary of the PCA owing to his poor administration as a result of which cricket in Puducherry suffered.
 - (b) PCA-Velmurugan has been active and enthusiastic cricketers in Puducherry for past few decades, particularly since 2011-2012.
 - (c) Vide order dated 1st December 2016, the interim injunction obtained by PCA-Kalaimani in O. S. 1140 of 2013 was not extended in light of the dilatory conduct of Mr. G. Kalaimani in prosecuting the case.
 - (d) O. S. No. 43 of 2013, in which the decree dated 23rd December 2016 has been passed, is a collusive litigation between Mr. G. Kalaimani and MSK Memorial Cricket Club. Mr. G. Velmurugan has filed an application dated 4th August 2017 for setting aside the said decree.
10. From the documents submitted by CAP, it appears that CAP was established in 2003 and registered as a society with the Registrar of Companies and Societies, Puducherry under the Societies Registration Act, 1860. Its registration number is 178 of 2003. It was initially called "Union Territory of Pondicherry Cricket Association" and its name was subsequently changed to "Cricket Association of Pondicherry".
11. The CAP has submitted that:
 - (a) CAP is the only active cricket body in all parts of Puducherry i.e. including Karaikal, Mahe and Yanam districts.
 - (b) The PCA is a defunct, dormant and inactive body as evidenced by letters from (i) the Registrar of Companies and Societies; (ii) a former President of the PCA who has *inter alia* stated that the PCA was dissolved on 8th June 2003; (iii) email dated 4th May 2005 from the then Assistant Secretary of TNCA admitting that PCA is defunct; and (iv) letter from Vice President of PCA stating that all the groups of PCA are fake as original members of the PCA which was formed in 1968 are no more and TNCA is encouraging different

groups in PCA to create confusion so that no association from Puducherry ever gets direct affiliation to BCCI.

- (c) CAP has conducted under-15 all India Inter-State cricket tournament involving teams from Karnataka, Andhra Pradesh, Jharkhand, Bengal National Cricket Club and CAP etc. in 2005. BCCI had also conducted under-19 summer camps for CAP in May 2005.
 - (d) CAP has the support of the Government of Puducherry and allied authorities like Pondicherry University etc. to use their infrastructure as well as for other support to develop cricket.
 - (e) CAP has been at the forefront of promoting cricket in Puducherry including by appearing before the Hon'ble Justice Lodha Committee and having already adopted the recommendations of the Hon'ble Justice Lodha Committee (as accepted by the Hon'ble Supreme Court).
12. Having considered the rival submissions/ contentions of all the three claimants in light of the documents submitted, the two reports of the Affiliation Committee dated 25th April 2017 and 4th July 2017 may also be briefly adverted to. It is relevant to mention that the Affiliation Committee currently comprises of Mr. Aunshuman Gaekwad (former Test Cricketer and former Team India coach) and Mr. Prakash Dixit (a veteran cricket administrator from Vidarbha Cricket Association). Given that the Affiliation Committee has visited Puducherry on two occasions before making its recommendation, the Committee of Administrators is of the view that the recommendation of the Affiliation Committee should normally be accepted unless there are compelling reasons to justify a different course of action.
13. The first report of the Affiliation Committee dated 25th April 2017 *inter alia* states that:
- (a) The Affiliation Committee visited the Palmyra cricket ground which has a turf wicket and on which a T20 cricket tournament was in progress. It met Mr. Juergen Putz (Vice-President of CAP) and Mr. P. Damodaran (Hon. Secretary of CAP) and various other persons.
 - (b) The Affiliation Committee also met the Vice Chancellor of Pondicherry University, who assured that Pondicherry University is willing to provide the small cricket stadium called Rajiv Gandhi Stadium which is located in the premises of Pondicherry University and enter into MOU with CAP.
 - (c) The Affiliation Committee also met the Hon'ble Minister of Revenue and Industries, Puducherry, who assured that all necessary help will be provided to



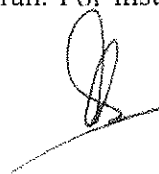

CAP in the form of additional land for development of cricket and infrastructure.

- (d) Although the registered office of CAP is located in the factory premises of the company owned by the Hon. Secretary, proper records (except those relating to registration of players in various age groups) are being maintained by CAP.
14. The second report of the Affiliation Committee dated 4th July 2017 *inter alia* states that:
- (a) The Affiliation Committee first met Mr. Babu and Mr. Kalaimani from PCA-Kalaimani and visited their office which is located in the premises of a factory owned by Mr. Babu.
 - (b) The Affiliation Committee then met Mr. Velmurugan and Mr. Chandramouli from PCA-Velmurugan and visited their office which was the residence of Mr. Velmurugan.
 - (c) Neither PCA-Kalaimani nor PCA-Velmurugan could submit any authentic documents as to how they became primary members and office bearers of the PCA. However, both PCA-Kalaimani and PCA-Velmurugan are functioning under the same name (PCA) and same old registration number and there was no explanation for why this is so. TNCA is supporting PCA-Velmurugan.
 - (d) A former Treasurer of the PCA had informed the Affiliation Committee that the PCA was dissolved on 8th June 2003 and also mentioned a letter from the Hon. Secretary of TNCA to this effect.
 - (e) An ex-cricketer had informed the Affiliation Committee that most of the office bearers of both the groups of PCA are fighting in Pondicherry court alleging fraud on each other.
 - (f) In view of the foregoing and taking into consideration financial resources, local and government support, CAP seems to be more organized with some system in place to develop cricket in Puducherry.
15. It is relevant to mention here that the BCCI has, during the Special General Meeting held on 1st October 2016, already resolved unanimously to recognize an association from Puducherry as an Associate Member. The issue now is which association should be recognized.
16. The PCA (registered in 1968) appears to have been involved in cricketing activities in Puducherry for much longer than the CAP (registered in 2003) has been. The PCA has been affiliated to the TNCA and has participated in the tournaments organized by




TNCA, as indicated by the relevant extracts from the annual reports of TNCA. However, the fact that various litigations between different factions/ groups of the PCA are pending before courts of Puducherry is not disputed. There are also serious doubts about whether any of the current rival factions/ groups of the PCA can properly establish how they came to be members of the PCA. The allegation by PCA-Kalaimani to the effect that PCA-Velmurugan has illegally registered member clubs in 2012 by impersonating/ usurping the earlier member clubs which were unregistered bodies is a particularly serious one that goes to the root of the composition of the PCA. It is neither possible nor appropriate for the Committee of Administrators to investigate an allegation of this nature, especially since disputes between PCA-Kalaimani and PCA-Velmurugan are pending before courts in Puducherry.

17. An association whose very composition is fundamentally disputed and which is already embroiled in litigation cannot be expected to focus on cricketing activity and properly administer/ manage cricket in Puducherry. The disputes between rival factions/ groups of the PCA are likely to create confusion in the minds of budding cricketers who may get dragged into it and be forced to take sides instead of focusing on the game itself. Even the BCCI will find it difficult to deal with such an association as each faction/ group will claim to be the real office bearers of the PCA, just like they have done when appearing before the Committee of Administrators. Accordingly, the Committee of Administrators is of the view that the existence of disputes/ litigations in relation to the PCA is a relevant factor to be taken into account while deciding which association from Puducherry should be granted affiliation and the Affiliation Committee has rightly taken this into consideration before giving its recommendation in favour of CAP.
18. PCA-Kalaimani's main grievance against the reports of the Affiliation Committee is that no notice was given to it about any inspection by the Affiliation Committee either in April 2017 or in July 2017 and that the Affiliation Committee has not visited the grounds of PCA-Kalaimani. However, the fact that the Affiliation Committee met Mr. S. Babu and Mr. G. Kalaimani and visited the office of PCA-Kalaimani during its second visit to Puducherry is mentioned in the second report of the Affiliation Committee dated 4th July 2017 and is admitted by PCA-Kalaimani. Nothing prevented them from taking the Affiliation Committee to visit the grounds of PCA-Kalaimani at that time. It is not PCA-Kalaimani's case that the Affiliation Committee refused to visit their grounds despite being requested to do so. Accordingly, the Committee of Administrators does not find any merit in the said grievance against the reports of the Affiliation Committee.
19. PCA-Velmurugan and PCA-Kalaimani have made certain submissions as to why the CAP is not a fit body for being granted affiliation. The Committee of Administrators does not consider it necessary to specifically deal with each and every such submission. Most of these submissions are in the nature of personal allegations against the Hon. Secretary of the CAP, Mr. P. Damodaran. For instance, it is alleged

that Mr. Damodaran is a resident of Chennai (not Puducherry) and that he owns three clubs which are part of TNCA. It is also alleged that the son of the Hon. Secretary of CAP is the President of all 3 clubs whilst also being part of one of the teams and that this indicates a blatant conflict of interest contrary to norms of good governance and principles underlying the recommendations of the Hon'ble Justice Lodha Committee. The Committee of Administrators is of the view that such personal allegations against the Hon. Secretary of CAP do not have a bearing on the suitability of CAP to be the recognized association from Puducherry. The recommendations of the Hon'ble Justice Lodha Committee (as accepted by the Hon'ble Supreme Court) contain provisions to ensure good governance and tackle conflict of interest issues and the CAP will have to adopt the same (unless already done) if it wishes to remain affiliated to BCCI.

20. One of the submissions made against the CAP is that the Palmyra cricket ground (where the CAP conducts matches) is not in Puducherry but in Tamil Nadu. The CAP has submitted that the said cricket ground is partly in Puducherry and partly in Tamil Nadu. The Committee of Administrators is of the view that the issue of whether the Palmyra cricket ground is located in Puducherry or Tamil Nadu makes no difference as long as the same is available to CAP for conducting cricket matches. In any event, the Vice Chancellor of Pondicherry University has, during a meeting with the Affiliation Committee, assured that the Rajiv Gandhi stadium on its premises will be made available to the CAP and the Government of Puducherry has also agreed to extend all support.
21. Another submission against the CAP is that Mr. Jurgen Putz (whom the Affiliation Committee met during its first visit to Puducherry) is not the Vice-President of the CAP. This allegation appears to be based on the Form VII filed by the CAP for the year 2015-2016 whereas the reference to Mr. Jurgen Putz in the Affiliation Committee's report is as of April 2017 and the documents submitted by the CAP show that Mr. Putz was the Vice-President of CAP at that time.
22. The Committee of Administrators also finds no merit in PCA-Velmurugan's submission that Mr. Putz does not have any connection with cricket in general. This submission is belied by the fact that one of the applications made by the PCA seeking associate membership of BCCI (which has been produced by PCA-Kalaimani) names Mr. Jurgen Putz as the then President of the PCA and also specifies his cricketing and administrative credentials. Further, there is email correspondence between the Assistant Secretary of TNCA and Mr. Putz which suggests that Mr. Putz's permission is required for using the Palmyra cricket ground.
23. In light of the aforesaid, the Committee of Administrators is of the view that there is no reason not to accept the recommendation of the Affiliation Committee and grant affiliation to the CAP. The submissions made and documents submitted by the claimants do not disclose any reason, let alone compelling reasons, to reject the Affiliation Committee's recommendation, which recommendation has been made




after two visits to Puducherry. Accordingly, the decision of the Committee of Administrators is that the CAP should be granted Associate Membership for the Union Territory of Puducherry.

Dated this 25th day of October 2017.



Mr. Vinod Rai
(Chairman)



Ms. Diana Edulji
(Member)

- TRUE COPY -

**MINUTES OF CONSENT ORDER DATED 18th JUNE 2018 REGARDING
GRIEVANCE MADE IN I. A. NO. 124996 of 2017 FILED
BY UTTARAKHAND CRICKET ASSOCIATION BEFORE THE HON'BLE
SUPREME COURT OF INDIA**

1. All claimant associations from the State of Uttarakhand agree that until their respective claims can be verified by the BCCI after detailed scrutiny, cricketers of Uttarakhand should not be deprived of an opportunity to play cricket and should have an opportunity to play in the domestic season 2018-2019.
2. With the above objective, all the claimant associations agree that in the meantime, the cricketing activities in the state of Uttarakhand will be carried out under the supervision and control of an **Uttarakhand Cricket Consensus Committee** ("Consensus Committee") comprising the following:
 - (a) two nominees from the BCCI, one of whom shall be a person from financial background and the other having considerable experience in cricket administration (who shall be the convenor of the Consensus Committee),
 - (b) one nominee from the Government of Uttarakhand (on account of the fact that both the international stadium(s) in Uttarakhand are owned by the state Government),
 - (c) two nominees from Uttaranchal Cricket Association (to be decided by the said association itself from amongst their registered governing body/managing committee),
 - (d) two nominees from Cricket Association of Uttarakhand (to be decided by the said association itself from amongst their registered governing body/managing committee),
 - (e) one nominee from United Cricket Association (to be decided by the said association itself from amongst their registered governing body/managing committee), and
 - (f) one nominee from Uttarakhand Cricket Association (to be decided by the said association itself from amongst their registered governing body/managing committee).
3. The tenure of the Consensus Committee shall be 1(one) year or till such time as a final decision on affiliation is taken.
4. Each of the claimant associations through their authorised representatives is signing these minutes of order to record their consent to the above.

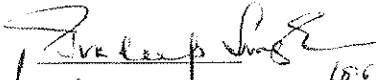
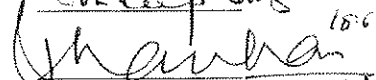
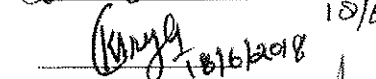
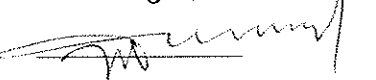
The Supreme Court appointed Committee of Administrators of BCCI


Mr. Vinod Rai


Ms. Diana Edulji

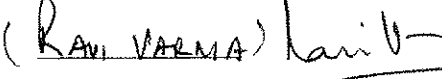
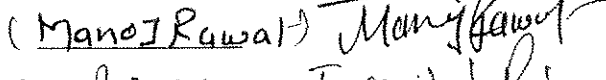
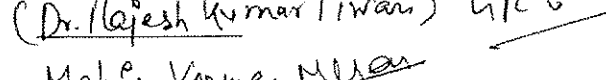
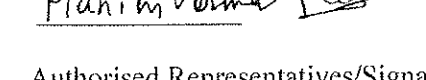
Agreed and accepted by:

1. Uttaranchal Cricket Association

 (PRADEEP SINGH)
 (R. S. Chauhan)
 (Chandur Kant Arya)
 (Mohan S. Bora)

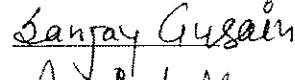
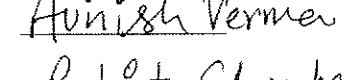
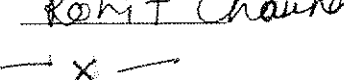
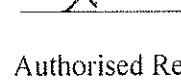
Authorised Representatives/Signatories

2. Cricket Association of Uttarakhand

 (Ravi Varma)
 (Manoj Rawat)
 (Dr. Rajesh Kumar Tiwari)
 Mahim Verma

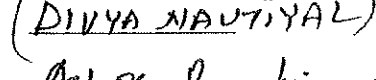
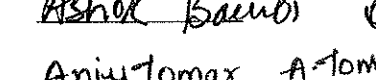
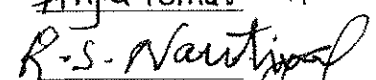
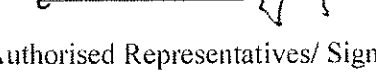

Authorised Representatives/Signatories

3. United Cricket Association

 Sanjay Garg
 Anish Verma
 Rohit Chauhan
 X

Authorised Representatives/Signatories

4. Uttarakhand Cricket Association

 (DIVYA NAUTIYAL)
 Ashok Baumbi
 Anju Tomar
 R. S. Nautiyal
 President/Director/
 Authorised Signatory of
 UCA

Authorised Representatives/ Signatories

- TRUE COPY -

ITEM NO.49

COURT NO.1

SECTION IX

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s).7644/2011

CRICKET ASSN.OF JHARKHAND JAMSHEDPUR & ANR.

Appellant(s)

VERSUS

BD.OF CONTROL FOR CRICKET IN INDIA & ORS.

Respondent(s)

(IA No.108886/2017-PERMISSION TO APPEAR AND ARGUE IN PERSON)

WITH

[ITEM NO.49.1 - C.A. No.7645/2011] (IX)
(FOR ON IA 11/2017 and IA No.108235/2017-MEMO OF APPEARANCE and IA
No.108238/2017-PERMISSION TO APPEAR AND ARGUE IN PERSON)

Date : 04-01-2018 These Appeals were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Appellant(s) Mr. Naresh Himatlal Makani-in-person

Mr. Vikas Mehta, Adv. [AOR]

Mr. Sumit Kumar, Adv. [AOR]

For Respondent(s) Mr. Shekhar Naphade, Sr. Adv.
Ms. Radha Rangaswamy, Adv. [AOR]
Ms. Ranjeeta Rohatgi, Adv.
Mr. Rajeev Singh, Adv.

Mr. Santosh Mishra, Adv. for
Mr. Alok Kumar, Adv. [AOR]

Mr. A.N. Arora, Adv. [AOR]

Applicant-in-person Mr. Aditya Verma

UPON hearing the counsel the Court made the following
O R D E R

Validity unknown
Digitally signed by
SATTISH KUMAR YADAV
Date: 2018.01.05
18:16:01 +05'
Reason: I am the author

The interlocutory applications shall be considered at the time
of final hearing.

However, as an interim measure, it is directed that the State
of Bihar shall be eligible to participate in Ranji Trophy and

similar such competitions and the incumbent Bihar Cricket Association, which has been elected by virtue of the order passed by this Court in S.L.P.(C)No.35160 of 2013, shall be in charge of the same.

Be it clarified, this order has not been passed because of any arguments advanced by the individuals who have filed the interlocutory applications. This order has been passed keeping in view the cause of cricket in the State of Bihar.

We may further hasten to add, our order shall apply to the Bihar Cricket Association which is an Associate Member of the B.C.C.I.

The appeals be listed in usual course.

(Subhash Chander)
AR-cum-PS

(H.S. Parasher)
Assistant Registrar

- TRUE COPY -

ANNEXURE A-13

From: Anirudh Chaudhry <chaudhry@bccci.tv>

Date: Thu, May 24, 2018 at 1:36 PM

Subject: Re: Domestic cricket format

To: Saba Karim <saba.karim@bccci.tv>

Cc: Amitabh Choudhary <amitabh@bccci.tv>, Rahul Johri <rahul.johri@bccci.tv>, CK Khanna <ckkhanna@bccci.tv>

Dear Saba,

Like on many other things, I do have a view. However I have been directed by the CoA to not express my view to the staff. Thus, I will only state some facts:

- A. The Technical Committee has taken a decision in this regard.
- B. This proposal is not in accordance with the Technical Committee's decision which was attended by you and by me.
- C. There are some very distinguished names in the said Committee.
- D. This is a matter of policy. Those responsible for administration (office bearers) are not empowered to take this decision for the organization.
- E. This communication for a decision to be taken by the addressees is without jurisdiction.

I will discuss with Amitabh Ji and Khanna Ji on the sidelines of the IPL final to solve the predicament expeditiously.

Kind regards,

Anirudh Chaudhry

Sent from my iPhone

On 24-May-2018, at 12:50 PM, Saba Karim <saba.karim@bccci.tv>
wrote:

Respected all

As advised by the Acting Secretary, kindly find enclosed the Domestic cricket format for season 2018-19 for your perusal. It includes all the BCCI tournaments except Duleep & Deodhar as these are dependent on the structure we decide for Ranji and Vijay Hazare.

The encl format is prepared keeping in mind the challenges and uncertainties we face with the inclusion of the new entrants. It shall also provide a platform for us to assess the new teams. It is a polite suggestion to accept it for this season and take a decisive call next season onwards upon clarity.

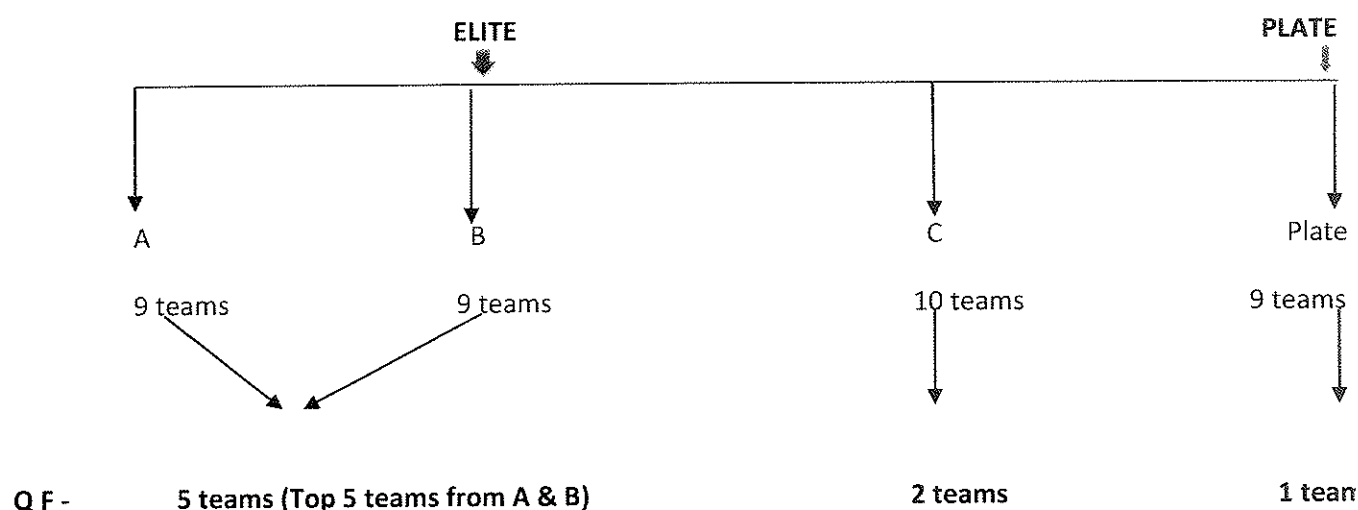
Trust you understand the challenges the cricket operations team is facing to accommodate the new teams.

I look forward to your prompt response.

Regards

Saba

CATEGORY – RANJI TROPHY(MULTI DAY) AND VIJAY HAZARE TROPHY(ONE DAY)



1. Top 18 teams, based on the points of 2017-18 season, divided into Elite Group A & Elite Group B
2. 19- 28 ranked teams in Elite Group C
3. Bottom 9 teams in Plate

Promotion and Relegation of the teams

1. Top team that qualifies for Quarter finals from Plate will be promoted to Elite Group C in the next season
2. Top two teams that qualifies for Quarter finals from Elite Group C will be promoted to Elite Group A & Elite Group B in the next season
3. Bottom two teams from Elite Group A and Elite Group B combined will be relegated to Elite Group C in the next season
4. Bottom Team from Elite Group C will be relegated to Plate in the next season

**CATEGORY – SENIOR SYED MUSHTAQ ALI TROPHY
TOURNAMENT (T20)**

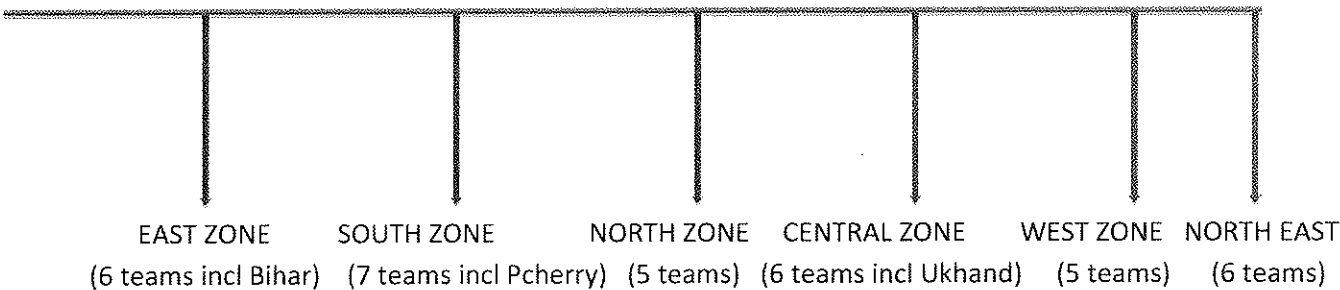
- Equal distribution of 37 teams into five groups

1,2,3,4,5

6,7,8,9,10 so on

Top two teams from each group to qualify for Super League. 10 teams split into two teams to play against each other once. Top two teams from each group to play KO.

**CATEGORY - VIJAY MERCHANT TROPHY (U -16) MULTI
DAY**



- 2 teams from existing 5 zones and 2 teams from North East qualify for KO

**CATEGORY – U19 VINO MANKAD TROPHY (ONE DAY) &
COOCH BEHAR (MULTI DAY)**

Same format as Ranji Trophy & Vijay Hazare

**CATEGORY - U23 MULTI DAY AND ONE DAY
TOURNAMENTS**

Same format as Ranji Trophy & Vijay Hazare

CATEGORY - SENIOR WOMEN ONE DAY AND T20
TOURNAMNETS

Same format as Vijay Hazare Trophy & Syed Mushtaq Ali trophy

CATEGORY - WOMEN U23 & U19 ONE DAY AND T20
TOURNAMNETS

Same format as Vijay Hazare Trophy & Syed Mushtaq Ali trophy

- TRUE TYPED COPY -

ANNEXURE A-14

From: pd <pd@siechem.com>

Sent: 22 June 2018 15:46

To: Vinod Rai COA <raivinod@hotmail.com>; Rahul Johari BCCI <rahul.johri@bcci.tv>

Cc: Saurav Ganguly Test Cricketer <sganguly189@gmail.com>; Kvp Rao <kvp.rao@bcci.tv>

Subject: Fwd: SGM notice

Dear Sir

Please find the SGM invitation from Secretary to Acting Secretary of BCCI.

But I was not allowed to be part of SGM because Mr. Anirudh Chaudhary, Treasurer said he cannot allow Cricket Association of Pondicherry in this SGM though COA admitted us as associate member of BCCI as per the directions of Honorable Supreme Court of India.

We in Cricket Association of Pondicherry preparing for forth coming Ranji Trophy and other junior cricket. We are also working hard to keep at least one cricket ground with 9 center wickets with flood lights before mid-August 2018 so as to host visiting teams in BCCI conducted cricketing programs.

Kindly consider to use our grounds from September 1st, 2019 for any cricketing activity.

In the meantime kindly do the needful with Technical committee to include Cricket Association of Pondicherry in the current year fixtures.

Kind regards

P Damodaren

Hony Secretary

Cricket Association of Pondicherry

Sent from my Samsung Galaxy smartphone.

----- Original message -----

From: pd <pd@siechem.com>

Date: 14/06/2018 20:51 (GMT+05:30)

To: Prakash Parewa <prakashparewa@bccitv.com>

Subject: Re: Fwd: SGM notice

Thanks dear.

P Damodaren

Sent from my Samsung Galaxy smartphone.

From: Prakash Parewa <prakashparewa@bccitv.com>

Sent: 14 June 2018 20:46

To: pd@siechem.com

Subject: Fwd: SGM notice

Sent from my iPhone

Begin forwarded message:

From: PRAKASH PAREWA <p_parewa@hotmail.com>

Date: 14 June 2018 at 8:07:26 PM IST

To: "pd@siechem.com" <pd@siechem.com>

Subject: SGM notice

100

May 31, 2018

To,

All Members

The Board of Control for Cricket in India.

NOTICE

Notice is hereby issued in terms of Rule 17 (i) (c) of the Rules and Regulations of the BCCI on the receipt of the requisite number of communications of requisitions from Member Associations of the Board of Control for Cricket in India that a Special General Meeting of The Board of Control for Cricket in India will be held at New Delhi on Monday, 22nd June 2018 at 10:00 A.M. to conduct the following business in accordance with the requisitions received:

AGENDA

1. Consider and decide on matters relating to players' contracts and remunerations including remunerations to domestic players, match officials etc.
2. Update on and to consider and decide on matters pertaining to commercial rights and sponsorships of the BCCI.
3. To consider and to take decisions on matters pertaining to the ICC including but not limited to revenues and the Members Participation Agreement.
4. Update on and to consider and decide on the matter relating to dispute raised by PCB in the ICC DRC.

5. To consider and to decide on matters pertaining to Committees and Sub – Committees of the BCCI, and other decisions of policy nature of the BCCI.
6. To consider and decide on matters pertaining to appointments and Human Resources of the BCCI.
7. To consider and decide on legal matters and on the matter of legal representation of the BCCI in various forums generally and in specific matters.
8. To consider and to take decisions on all matters pertaining to the National Cricket Academy, its programs, and all matters pertaining to the proposed new National Cricket Academy Head Quarters.
9. To consider and to take decisions on all matters of cricket operations including those relating to the Domestic Season (2018-19.)
10. To consider and to take decisions on the T20 Tournaments hosted and organized by State Associations.

You are requested to attend the meeting.

Regards,

(Not signed as sent electronically)

Amitabh Choudhary

Honorary Joint Secretary

Acting Honorary Secretary.

Note: 1. Only office bearers may represent the member associations.

2. The exact venue of the meeting will be communicated shortly.
3. BCCI Office is requested to prepare agenda papers on each item and email them to member associations latest by June 6, 2018.

C.C.: Committee of Administrators

Acting President

Honorary Treasurer

Chief Executive Officer, BCCI

Chief Financial Officer, BCCI

General Manager – Admin & Game Development, BCCI

General Manager – Cricket Operations, BCCI.

- TRUE TYPED COPY -