

This Order is modified/corrected by Speaking to Minutes Order dated 04/05/2018

14-wpl-387-2018.doc

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION

**WRIT PETITION (L) NO.387 OF 2018**

The Telangana Cricket Association ...Petitioner

vs.

Board of Control for Cricket in India  
and Another ...Respondents

Mr. Karan Bhosale a/w. Ms. Nikita Menon i/b. NDB Law, for the  
Petitioner.

Mr. Adarsh Saxena a/w. Ms. Rachyeta Shah and Ms. Muskan  
Sharma i/b. Cyril Amarchand Mangaldas, for Respondent No. 1.

**CORAM : SHANTANU KEMKAR &  
MAKARAND KARNIK, JJ.**

**DATE : MAY 03, 2018**

**P.C.:**

The learned counsel for the Petitioner by placing  
reliance on the order passed by the Supreme Court on 21<sup>st</sup>  
September, 2017 in the case of "*Board of Control for Cricket and  
Ors. vs. Cricket Association of Bihar and Ors.*" passed in Civil  
Appeal No. 4235 of 2014 has submitted that the Committee of  
Administrators of Respondent No. 1 may be directed to consider  
and take appropriate decision on the Petitioner's applications  
(Exhibit "I", "J", "K" and "L") for granting the Petitioner "Associate  
Membership".

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2. We find that the Respondents in their reply, have taken stand that as the text of the constitution of the Respondents is pending for finalization and the amendment to the constitution has not been yet carried out, it would not be possible to consider and decide the Petitioner's applications.

3. The learned counsel for the Petitioner on the other hand submits that in an identical circumstances, the Committee of Administrators have decided the application of "*Union Territory of Puducherry*" and the decision has been taken and it is not necessary to await the amendment in the constitution to be finalized.

4. Having considered the submissions made by the learned counsel for the parties, we dispose of this Petition by directing the Committee of Administrators of Respondent No. 1 to consider the Petitioner's applications and if there is no legal impediment, take appropriate decision on it in accordance with law after giving due opportunity of hearing to the Petitioner. We expect that a reasoned order will be passed by the Competent Authority.

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5. It will be open for the Petitioner to submit a detailed representation with supporting documents in regard to its prayer.
6. The Petition is disposed of as such.
7. Parties to act on the authenticated copy of this order.

**(MAKARAND KARNIK, J.)**

**(SHANTANU KEMKAR, J.)**

