

ITEM NO.55

COURT NO.5

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

Petition(s) for Special Leave to Appeal (Civil) No(s).25027/2013

(From the judgement and order dated 30/07/2013 in PIL No.55/2013
of The HIGH COURT OF JUDICATURE AT BOMBAY)

BOARD OF CONTROL FOR CRICKET

Petitioner(s)

VERSUS

CRICKET ASSOCIATION OF BIHAR & ORS.

Respondent(s)

(With application for urging additional grounds, permission to
file additional documents, prayer for interim relief and office
report)

WITH SLP(C) NO. 26633 of 2013

[CRICKET ASSOCIATION OF BIHAR V. BOARD OF CONTROL FOR CRICKET IN
INDIA & ORS.]

(With application for amendment of the petition, directions,
intervention prayer for interim relief and office report)

Date: 28/03/2014 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Petitioner/
Applicant

Ms. Harish N. Salve, Sr. Adv.
Mr. Gagan Gupta, Adv.
Mr. Chandrashekhar Verma, Adv.

In SLP 25027

Mr. C.A. Sundaram, Sr. Adv.
Ms. Radha Rangaswamy, Adv.
Ms. Rohini Musa, Adv.
Mr. P.R. Raman, Adv.
Ms. Akhila Kaushik, Adv.
Ms. S.P. Arthi, Adv.

For Applicant (s)

Petition No.55 of 2013 filed in the Bombay High Court by the Cricket Association of Bihar. In the PIL before the Bombay High Court, serious allegations of betting and spot fixing in IPL 2013 have been made against Mr. Gurunath Meiyappan as the alleged Team Principal of Chennai Super Kings and also allegations of betting have been made against the Part-Team Owner of IPL Franchisee - Rajasthan Royals.

The team owner of Chennai Super Kings is India Cements Limited of which Mr. N. Srinivasan, the President of the Board of Control for Cricket in India [for short 'the BCCI'], is the Managing Director and Mr. Gurunath Meiyappan is the son-in-law of Mr. N. Srinivasan.

We have heard these matters in part and posted these matters for further hearing to 16th April, 2014 and it will take some more days after 16th April, 2014 for hearing to be completed and for judgment to be delivered.

Mr. N. Srinivasan, the President of the BCCI, has made a written offer through his counsel that till investigation into which the allegations against him is completed he will not discharge any of the functions of the President of the BCCI.

Mr. Harish N. Salve, learned Senior Counsel appearing for the Cricket Association of Bihar, however, submitted that no further investigation into the allegations against Mr. Srinivasan is necessary as the findings of the IPL Probe Committee appointed by this Court and the materials relied on by the said Committee for the findings are sufficient for this Court to remove Mr. Srinivasan from the post of the President of BCCI as prayed in the PIL filed before the Bombay High Court.

As we are yet to hear all the parties in these matters, we cannot at this stage form any opinion and pass orders on the basis of such opinion for removal of Mr. Srinivasan from the post of the President of the BCCI.

The IPL 2014 is, however, scheduled to commence on 16th April, 2014 and we have to pass interim orders to ensure that all those who love cricket continue to watch cricket in IPL 2014 and the matches are played by the players in accordance with the IPL Rules.

Considering the fact that Mr. Sunil Gavaskar was a cricket player of great repute and eminence, a captain of the Indian Cricket team for a long period and has a wide experience in cricket related

activities and of men and matters, we appoint him, as an interim measure, to function as and exercise the powers of the President of the BCCI in relation to the IPL, 2014 till we hear and deliver the judgment in these matters. We make it clear that with regard to all other matters of BCCI, the senior most Vice-President of the BCCI, Mr. Shiv Lal Yadav, will discharge the functions of the President of the BCCI.

We also direct that till we deliver the judgment, none of the employees of India Cement Limited or its associate companies (except cricket players or commentators) will perform any of the duties assigned to them by the BCCI and the Interim President, Mr. Sunil Gavaskar, will have power to engage the services of such persons on whom he has confidence for work in connection with the IPL 2014.

We also direct that it is for Mr. Gavaskar to decide as to whether Mr. Sundar Raman, Chief IPL Operator would continue in the IPL, 2014 or some other arrangement has to be made in his place. In case of any difficulty, Mr. Gavaskar may apply to this Court for appropriate orders.

Mr. Gavaskar will not work as a Commentator during this period as an Interim President of the

BCCI in relation to IPL matters and he will be adequately compensated for his loss of income for this period by the BCCI. The compensation amount will be determined after the Court resumes hearing on 16th April, 2014.

We make it clear that we have not passed any order preventing any player or any team from participating in the IPL Tournament 2014.

List for further hearing on 16th April, 2014 on the top of the Board.

[KALYANI GUPTA]
COURT MASTER

[SHARDA KAPOOR]
COURT MASTER