

D. N. CHAUDHARI

B.A.,LL.B.

ADVOCATE

Former Principal Secretary, L & J Deptt., Maharashtra
Former State Election Commissioner, Maharashtra
Former Chairman, State Law Commission, Maharashtra

Resi. :

C-302, Manek Apartment - II,
Anasuya CHS Ltd.,
Gopinath Chavan Chowk,
Bhavani Shankar Road,
Dadar (West), Mumbai - 400 028.
Tel. : 2436 5405, Cell. : 9820235337

Date : _____

11th September 2019

To,

The Chief Executive Officer

Mumbai Cricket Association

Subject: Appointment of Electoral Officer for holding the election of the Mumbai Cricket Association

- Ref: 1. Letter dated 20th August 2019 from the Chief Executive Officer
2. My telephonic call to Chief Executive Officer
3. Letter dated 30th August 2019 of the Mumbai Cricket Association

From your letter mentioned at Serial no. 3 under reference, I notice that this is a reminder to me to expedite my consent for being appointed as Electoral Officer to hold election of the Mumbai Cricket Association.

On perusal of the various extracts of the orders passed by the Hon'ble Supreme Court of India and minutes of the joint meeting held between Amicus Curiae, BCCI Committee of Administrators and Mumbai Cricket Association Adhoc Managing Committee, I am of the view that holding of election at this point of time may not be that easy in utter disregard of the order of the Hon'ble Supreme Court of India dated 5th July 2018 in C.A. no. 4235 of 2014. The Court has categorically directed that no election shall be held hereafter. All these copies of extracts quoted in your letter postulate that unless certain steps such as finalising the constitution of Mumbai Cricket Association with the approval of the Hon'ble Supreme Court of India, holding the election after the constitution is finalised it would be in all fairness.

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Having regard to the situation which is created by the direction of the Hon'ble Supreme Court of India not to hold election; holding the election as desired by the Committee of Administrators of BCCI would be in the breach of the order of the Hon'ble Supreme Court of India and consequently result in committing a contempt of the Supreme Court of India. Accepting at this stage the appointment of electoral officer by me would be falling in line with all those who would be committing such contempt of the Hon'ble Supreme Court of India. Therefore, giving my consent as requested under letter at Serial no. 1 under reference at this stage would not be legally in order for me.

You may, however, renew your reference in the matter of my consent for being appointed as Electoral Officer only after seeking the orders of the Hon'ble Supreme Court of India permitting to hold the election.

Thanking you,

Yours faithfully,


D. N. Chaudhari