



CRICKET ASSOCIATION OF UTTARAKHAND, DEHRADUN

Affiliated To The Board of Control for Cricket in India

(Registered Under Society Act 1860)

Ref. 1055/CAU/GL-18/22-23

Date: 11/11/2022

To,
The Respected Members of
Cricket Association of Uttarakhand.

NOTICE

That on the directions of the President, notice is hereby given that the Special General Meeting (hereinafter referred to as "SGM") of Cricket Association of Uttarakhand ("CAU"), is scheduled to be held on 23 November, 2022 in Dehradun to transact the following business.

Agenda : To consider and take steps to amend the rules and regulations (i.e. Constitution) of Cricket Association of Uttarakhand in accordance with the order dated 14.9.2022 of the Hon'ble Supreme Court of India in Civil Appeal No 4235 of 2014.

Note :

1. Since this is a Special General Meeting, no other agenda shall be taken up in this meeting other than the above mentioned agenda for which this notice is called for.
2. This Special General Meeting is convened at a shorter notice on the directions of the President.
3. The order of the Hon'ble Supreme Court and the comparison of the present CAU constitution and the proposed amendments as provided by our Legal Advisor are attached herewith along with this notice.
4. Time and Venue will be notified in coming days.
5. Any member desirous to attend the meeting via video conferencing may request the undersigned latest by 20th November.

You are requested to attend the meeting.

Thanking you,

Mahim Verma
Hon. Secretary


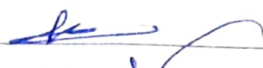


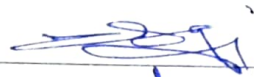

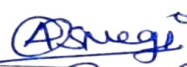

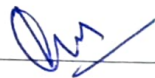


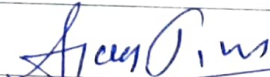

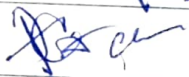





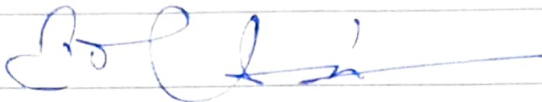

DATED: 03-12-2022

SPECIAL GENERAL MEETING

EFTOTEL BY SAYAJI - GMS ROAD

S. No.	Name	Signature
1	O P Sudh	
2	Prithvi SINGH NEGI	
3	Rohit Chahom	
4	DR ANSHUMAN DOGRA	
5	RAJIV DATTA	
6	MAHESH CHANDRA SHAH	
7	NINU SEHGAL	
8	PRAMOD CHANDRA KUTTHARI	
9	GIRISH GOAL	
10	INDRA MONTAN BARTHWAL	
11	DR. B. C. Ramola	
12	Vivek Verma	
13	Dhiraj Bhandari	
14	Jasbeer Singh.	
15	Kumar Shoke	

16	Santosh Kumar Gairola	
17	Sanjay Kumar	
18	Mukesh Dobbhal	
19	Dineth Mehra	
20	Dhishy Khare	
21	Harsh Garg	
22	ARJUN SINGH NEGI	
23	JOT SINGH GUNSOOLA	
24	DEEPAK MEHRA	
25	Mahim Verma	
26	ADAR PANDAY	
27	ADAR TIWARI	
28	KARENDRKA SHAM	
29	P C VERMA	
30	MADAN KOHLI	
31	RATBEER BHANDARI	
32	ARUN TIWARI	
33	SANJAY RAWAT	NOT SIGNED
34	TEJENDER RAWAT	NOT SIGNED
35	AUNISH VERMA	NOT SIGNED
36	ARUN NEHI	VIA VIDEO CONFERENCE

37	U. C. JOSHI	VIA VIDEO CONFERENCING
38	NEERAT VERMA	VIA VIDEO CONFERENCING
39	SURESH SONIYAL	VIA VIDEO CONFERENCING
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CRICKET ASSOCIATION OF UTTARAKHAND, DEHRADUN

Affiliated To The Board of Control for Cricket in India
(Registered Under Society Act 1860)

Ref. 1709/CAU/GL-18/22-23

Date: 06/12/2022

CRICKET ASSOCIATION OF UTTARAKHAND

MINUTES OF THE SPECIAL GENERAL MEETING

Venue: Hotel Effotel by Sayaji, Dehradun Time: 3:00 PM

Dated: 03.12.2022

Mr. Jot Singh Gunsola, President of CAU took the chair and presided over the meeting

The chair enquired from the Hon. Secretary if the quorum was concluded as per the requirement of the CAU constitution. The Hon. Secretary informed the President that 35 members were physically present, and 4 members have joined via video conferencing, therefore a total of 39 members were present thereafter ascertaining that the requisite quorum was present, President called the meeting in order.

The President requested the Mr. Sanjay Rawat - Vice President and Mr. Avnish Verma - Joint Secretary to take the dais, which they refused and seated themselves along with other members

The President extended warm welcome to all the members present in the meeting, informed the house that there is only one agenda for this meeting, therefore requested to start the meeting.

Mr. Mahim Verma - Hon. Secretary welcomed all the members present for the meeting and took up the agenda. He briefed the house that, vide judgment dated 14.9.2022 in the matter of The Board of Control for Cricket in India Vs. Cricket Association of Bihar & Ors. the Hon'ble Supreme Court of India approved and directed most of the amendments with / without any modifications for which the BCCI sought leave of the Hon'ble Court. As per the judgment it is mandatory for the affiliated units (i.e. State Associations) to undertake the registration of respective constitutions on a similar line within a period of 30 days after the amended Rules & Regulations of the BCCI is registered. Further, there is a punitive provision prescribed in case if the State Associations fails to do so.

He further informed the members that the legal advisor of CAU has advised us to incorporate the relevant amendments to CAU constitution to being it in conformity with Hon'ble Supreme Court order, the same was circulated to all the members, and as per the provisions of the existing CAU constitution such amendments have to be passed by 3/4 majority of this house so that it can be sent to the registrar for getting the amendments registered. Therefore, the Hon. Secretary requested the house to pass the following amendments to the constitution proposed for amendment.

Mahim Verma

Jot Singh

CLAUSE NO	PRESENT PROVISION	NEW CLAUSE NO	TO BE AMENDED	COMMENTS
6(4)	An Office bearer who has held any post for two consecutive terms either in any State Association or in the BCCI (or a combination of both) shall not be eligible to contest any further election without completing a cooling off period of three years. During the cooling off period, such an office bearer shall not be a member of the Governing Council or of any committee whatsoever of the any State Association or of the BCCI. <u>The expression 'office bearer' should not be permitted to be circumvented by being a member of any other committee or of the Governing Council in BCCI or any state association, as the case may be.</u>	6(4)(1)	An office bearer who has held any post for two consecutive terms in the CAU shall not be eligible to contest any further election in CAU without completing a cooling off period of three years. During this cooling off period, such an office bearer shall not be a member of the Governing Council or of any committee whatsoever of the CAU. The expression 'office bearer' should not be permitted to be circumvented by being a member of any other committee or of the Governing Council in the CAU, as the case may be.	In conformity to the Order of Hon'ble Supreme Court of India dated 14 9 2022
NA		6(4)(2)	If a person has served two consecutive terms each, in the CAU and in the BCCI (or vice versa) continuously without any break, such a person shall not be eligible to contest any further election in the CAU or in the BCCI, without completing a cooling off period of three years. During this cooling off period, such an office bearer shall not be a member of the Governing Council or of any committee whatsoever of the BCCI or of CAU. The expression 'office bearer' should not be permitted to be circumvented by being a member of any other committee or of the Governing Council in BCCI or CAU, as the case may be.	In conformity to the Order of Hon'ble Supreme Court of India dated 14 9 2022
6(5)	A person shall be disqualified from being an Officer Bearer, a member of the Governing Council or any other Committee or a representative to BCCI or similar organization if he or she (a) Is not a citizen of India (b) Has attained the age of 70 years, (c) Is declared to be insolvent, or of unsound mind, (d) Is a Minister or Government Servant or holds a Public Office, (e) Holds any office or post in a sports or athletic association or federation apart from cricket, (f) Has been an Office Bearer of the Association or any other Association for a cumulative period of 9 years or of BCCI for a cumulative period of 9 years, (g) Has been charged by a court of law for having committed any criminal offence ie an order framing charges has been passed by a Court of Law having competent jurisdiction.	6(5)	A person shall be disqualified from being an Office Bearer, a member of the Apex Council, Governing Council or any Committee of the CAU if he or she (a) is not a citizen of India, (b) has attained the age of 70 years, (c) is declared to be insolvent, or of unsound mind, (d) is a Minister or Government Servant, (e) has been an Office Bearer of the CAU for a cumulative period of 9 years, or (f) has been convicted by a Court of Law for commission of a criminal offence and sentenced to imprisonment.	In conformity to the Order of Hon'ble Supreme Court of India dated 14 9 2022
7(3)(f)	Have the power to delegate any work to the Honorary Joint Secretary		Have the power to delegate any work to the Honorary Joint Secretary or any person in management	In conformity to the Order of Hon'ble Supreme Court of India dated 14 9 2022
NA		New Clause 7(3)(g)	Exercise all powers in relation to cricketing and non cricketing matters with the respective management personnel including CEO reporting to him on a regular basis	In conformity to the Order of Hon'ble Supreme Court of India dated 14 9 2022
NA		New Clause 7(3)(h)	the Management personnel, the staff and the CEO shall work under the direct supervision, control and direction of the Secretary	In conformity to the Order of Hon'ble Supreme Court of India dated 14 9 2022

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CLAUSE NO	PRESENT PROVISION	NEW CLAUSE NO	TO BE AMENDED	COMMENTS
7(3)(g)	Sign all contracts for and on behalf of the Association and carry on all correspondence in the name of the Association save as otherwise directed by the Apex Council	New Clause 7(3)(i)	Sign all contracts for and on behalf of the Association and carry on all correspondence in the name of the Association save as otherwise directed by the Apex Council	Re-numbering due to the inclusion of above new clauses
14(3)	A person shall be disqualified from being a Councillor if he or she, (i) Is not a citizen of India, (ii) Has attained the age of 70 years, (iii) Is declared to be insolvent, or of unsound mind, (iv) Is a Minister or a government servant or holds public office [except for the nominee under Rule 14(2)(c)], (v) Holds any office or post in a sports or athletic association or federation apart from cricket, (vi) Has been an Office Bearer of the CAU or any other state association for a cumulative period of 9 years or office bearer of the BCCI for a cumulative period of 9 years, (vii) Has been charged by a Court of Law for having committed any criminal offence in an order framing charges has been passed by a court of law having competent jurisdiction	14(3)	A person shall be disqualified from being a Councillor if he or she (a) is not a citizen of India, (b) has attained the age of 70 years, (c) is declared to be insolvent, or of unsound mind, (d) is a Minister or Government Servant, (e) has been an Office Bearer of the CAU for a cumulative period of 9 years, or (f) has been convicted by a Court of Law for commission of a criminal offence and sentenced to imprisonment	In conformity to the Order of Hon'ble Supreme Court of India dated 14.9.2022
14(4)	Each of the elected Councillors shall have a term of 3 years in office, subject to a maximum of 3 Terms on the Apex Council. A councillor who has held any post for two consecutive terms either in a State Association or in BCCI (or combination of both) shall not be eligible to contest any further election without completing a cooling off period of three years. During the cooling off period, such a councillor shall not be a member of the Governing Council or of any committee whatsoever of the CAU or the BCCI. The expression "Councillor" should not be permitted to be circumvented by being a member of any other committee or of the Governing Council in CAU or BCCI, as the case may be	14(4)(1)	Each of the elected Councillors shall have a term of 3 years in office, subject to a maximum of 3 Terms on the Apex Council A Councillor who has held any post for two consecutive Terms in the CAU shall not be eligible to contest any further election in the CAU without completing a cooling off period of three years. During the cooling off period, such a Councillor shall not be a member of the Governing Council or of any committee whatsoever of the CAU. The expression 'Councillor' should not be permitted to be circumvented by being a member of any other committee or of the Governing Council in CAU	In conformity to the Order of Hon'ble Supreme Court of India dated 14.9.2022
NA		New Clause 14(4)(2)	If a person has served two consecutive terms each as Councillor, in the Apex Council of CAU and in the BCCI (or vice versa) continuously without any break, such person shall not be eligible to be a Councillor in the Apex Council of CAU or in the BCCI, without completing a cooling off period of three years. During this cooling off period, such a Councillor shall not be a member of the Governing Council or of any committee whatsoever of the BCCI or of the CAU. The expression 'Councillor' should not be permitted to be circumvented by being a member of any other committee or of the Governing Council in BCCI or CAU, as the case may be	In conformity to the Order of Hon'ble Supreme Court of India dated 14.9.2022

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CLAU E NO	PRESENT PROVISION	NEW CLAUS E NO	TO BE AMENDED	COMMENTS
15(3)	The Apex Council shall exercise superintendence over the CEO, the Cricket Committees and the Standing Committees in the discharge of their duties generally, and in particular, in accordance with any general or special direction of the General Body, except for the Governing Council of the T20 Uttarakhand league whenever which is directly accountable to the General Body	15(3)	The Apex Council shall exercise superintendence over the CEO, the Cricket Committee, Standing Committees through the Secretary, in the discharge of their duties generally, and in particular, in accordance with any general or special direction of the General Body, except for the Governing Council of the T20 Uttarakhand league whenever which is directly accountable to the General Body	In conformity to the Order of Hon'ble Supreme Court of India dated 14.9.2022
15(4)(d)	To institute or defend any action or proceedings for or against the CAU or against any Office-Bearer or employee of the CAU	15(4)(d)	To institute or defend, through the Secretary, any action or proceedings for or against the CAU or against any Office- Bearer or employee of the CAU	In conformity to the Order of Hon'ble Supreme Court of India dated 14.9.2022
19(2)	The day-to-day management of the CAU shall be conducted by professionals in both cricketing and non-cricketing matters	19(2)	The day to day management of the CAU shall be conducted by the professionals in both cricketing and non-cricketing matters under the direct supervision, direction and control of the respective Office Bearers	In conformity to the Order of Hon'ble Supreme Court of India dated 14.9.2022

Mr. Prithvi Singh Negi objected and suggested that the house should take permission from Society before incorporating it to CAU constitution.

Hon. Secretary informed the house that the amendments have come from a order of Hon'ble Supreme Court and the judgment stipulates that there is no requirement of any directions from the Registrar. He also stated that objections will be noted.

Mr. O.P Sudi, objected regarding the criminal offence disqualification and that the amendment proposed by the Hon'ble Supreme Court should be reviewed.

Mr. Tejendra Rawat, requested the President to take the vote of members by raise of hands in favour of those who vote to pass the amendments proposed to be passed.

President asked all the members to raise their hands, who are in favour of amendments as directed by the Supreme Court of India.

Therefore, by show of hands, more than 3/4th majority of members present and entitled to vote resolved to amend the Constitution of CAU as per the amendments circulated to all members along with the notice for the SGM.

The President directed the Hon. Secretary to adopt needful steps to register the amendments to the constitution with the Registrar of Societies.

Since there was no other agenda to be taken up, President thanked everyone for their presence and the meeting concluded with a vote of thanks to the chair.

M. S. Singh

Jot Singh Gursola
President