

BEFORE THE HON'BLE MR. JUSTICE H.S.
BHALLA (RETD), THE ETHICS OFFICER CUM
OMBURDSMAN, PUNJAB CRICKET ASSOCIATION
SAS NAGAR MOHALI

COMPLAINT NO. 01 OF 2021

District Cricket Association Mohali, Plot
no.268, Phase-IX, Industrial Area SAS
Nagar Mohali (Pb) through authorized
person Sh. Gagandeep Singh Dhaliwal son
of S.Karora Singh Dhaliwal, resident of
H.No.2650 Phase-VII, SAS Nagar Mohali.

Complainant

Versus

1. G. S.Walia, resident of H.No.3204,
Sector 32, Chandigarh.
2. M.P. Pandav, resident of H.No.426,
Sector 35-A, Chandigarh, also resident
of LaxmiNiwas, Arya Samaj Park, Patiala.
3. Mohali Cricket Association/Mohali
District Cricket Association, PCA
Cricket Stadium Phase-IX, SAS Nagar
Mohali.

Respondents

4. Chief Executive Officer, Punjab Cricket
Association, IS Bindra Cricket Stadium
Phase-IX, SAS Nagar Mohali

Performa Respondent

Complaint under sub Rule 2 and 3 of Rule, 46 of the Memorandum of Rules and Regulations of Association (As revised upto 11.8.2019) and all other enabling provisions for taking legal action against respondent no.1 and 2 for the misappropriation, embezzlement of funds released by Punjab Cricket Association in the name of respondent no.3 and for committing fraud, misrepresentation.

It is further prayed that the affiliation of respondent no.3 with Punjab Cricket Association SAS Nagar Mohali may kindly be cancelled due to non fulfillment of required conditions as per the rules and regulations of the Punjab Cricket Association.

AND/OR

It is further prayed that the permanent membership of the

respondent no.1 and 2 be cancelled for acting against the interest of Punjab Cricket Association.

And/or

Further prayed that the criminal proceeding be initiated against the respondents for committing fraud, misrepresentation, embezzlement and mis-appropriation of funds and recovery proceedings for the same may be initiated against them.

And/or

It is further prayed that the petitioner may be given affiliation with the Punjab Cricket Association and may be authorized to conduct trial and selection for the Cricket Team of both the boys and girls under all category for Mohali District.

RESPECTFULLY SHOWETH:-

1. That the complainant is a registered society, registered under the Societies

Registration Act at SAS Nagar Mohali, working for the upliftment and promotion of game of Cricket in SAS Nagar Mohali. The present complaint is being filed by the complainant through its authorized person. The copy of the authority letter is annexed herewith as **annexure A-1**.

2. That the respondent no.1 and 2 are the life members of Punjab Cricket Association and has also remained the office bearers of the Punjab Cricket Association at the post of Honorary General Secretary, Honorary Secretary and Vice President respectively for many years.
3. That during their tenure as the office bearers of Punjab Cricket Association, the respondent no.1 and 2 formed an association respondent no.3 in the name of Mohali Cricket Association/ Mohali District Cricket Association and got it registered in an illegal manner on the basis incomplete and frivolous documents, by using the influence of the bureaucratic who were also the members of the respondent no.3. The registration of respondent no.3 is also under

challenge and is likely to be canceled in a near future. The respondent no 1 & 2 also became the Honorary Secretary and vice President of the self-created association respondent no 3.

4. That the respondent no.1 and 2 also got the respondent no.3 affiliated with the Punjab Cricket Association by misusing their position as the office bearers of the Punjab Cricket Association, against the rules and regulations of the Punjab Cricket Association.

5. That the respondent no.3 did not fulfill the mandatory conditions for the affiliation with the Punjab Cricket Association as the respondent no.3 did not have their own cricket ground and head office at the time of applying for the affiliation in the year 1997 nor even today. But this have been overlooked at the time of giving the affiliation to respondent no.3 with Punjab Cricket Association at the behest of respondent no.1 and 2.

6. That the basic purpose of creating the association respondent no.3 by respondent no.1 and 2 was to divert the

funds from Punjab Cricket Association meant for the upliftment and promotion of the game of Cricket and this is being done for the last several years.

7. That even today also the respondent no.3 do not fulfill the requirement of its own Cricket ground. The respondent no.3 has encroached upon a park in phase-ix SAS Nagar Mohali which is GAMADA property and is using the same as Cricket ground and is compelling its players/members to do practice in the said park without any basic amenities, such as toilets, drinking water, changing room etc. The funds released by PCA to respondent no.3 for the maintenance of ground is being misused and embezzled by respondent no.1 and 2.
8. That the respondent no.3 also do not have its head office within the District of Mohali or anywhere in India which is mandatory under the Registration Act as well as under the Rules and Regulations of PCA. The respondent no.3 is illegally using the name and address of PCA stadium in their letter heads as their office. The copies of the letter

heads of respondents no.3 are annexed herewith as **Annexure A-2.**

9. That even at the time of the registration under the Registration Act the respondent no.3 is using the name and address of PCA Stadium Phase-ix as there head office which is evident from the application for registration moved by respondent no.3 to the Registrar of Firms and Societies SAS Nagar Mohali. Copy of the same is annexed herewith as **Annexure A-3.**

10. That the respondent no.3 is also charging a handsome membership fee from the players who are the members of the respondent no.3 for providing them basic facilities for their practice in the game of Cricket. But the players are compelled to do practice in the encroached park in phase-ix SAS Nagar Mohali without any basic amenities and the membership fee is being misappropriated by respondent no.1 and 2.

11. That the respondent no.1 and 2 are illegally managing the activities of the game of cricket in SAS Nagar Mohali by

conducting Tournaments and selection matches at their own wish and whims and promoting their near and dears in the game of Cricket and thus causing loss to the deserving players. In this way the respondents are acting against the objective of the Punjab Cricket Association.

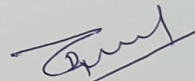
12. That on the contrary the complainant is fulfill all the require conditions of affiliation with Punjab Cricket Association as the complainant is having its own cricket ground in SAS Nagar Mohali and its head office in Industrial Area SAS Nagar Mohali. The complainant can work better for the upliftment and promotion of the game of Cricket and can prepared good sports persons in the game of Cricket for the Punjab Cricket Association and can help the Punjab Cricket Association in its aim and objectives.

It is therefore respectfully prayed that on the grounds mentioned above the present complaint may kindly be entertained with the following relief.

- i) A high level enquiry may be conducted against respondent no.1 and 2 for the embezzlement of funds released by Punjab Cricket Association in the name of respondent no.3 from the date of its affiliation with the Punjab Cricket Association.
- ii) The affiliation of respondent no.3 with Punjab Cricket Association be canceled with immediate effect for non fulfillment of requirements of Cricket ground and head office.
- iii) The permanent membership of the respondent no.1 and 2 be cancelled for acting against the interest of Punjab Cricket Association.
- iv) The criminal proceeding be initiated against the respondents for committing fraud, mis-representation, embezzlement and mis-appropriation of funds and recovery proceedings for the

same may be initiated against them.

- v) The complainant be affiliated with Punjab Cricket Association and be authorized to conduct trials and selection for the Cricket Team of both the boys and girls under all category for Mohali District and other activities for the promotion of the game of Cricket.



Complainant

Gagandeep Singh Dhaliwal

Authorized Person

Place: Mohali

Dated: 16.9.2021

BEFORE THE HON'BLE MR. JUSTICE H.S.
BHALLA (RETD), THE ETHICS OFFICER CUM
OMBURDSMAN, PUNJAB CRICKET ASSOCIATION
SAS NAGAR MOHALI

COMPLAINT NO. 01 OF 2021

District Cricket Association Mohali



Complainant

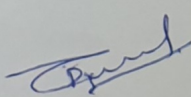
Versus

G. S.Walia and others

Respondents

Affidavit of Gagandeep
Singh Dhaliwal son of
S.KArora Singh Dhaliwal,
resident of H.No.2650 Phase-
VII, SAS Nagar Mohali.

 
I, the above named deponent do hereby
solemnly affirm and declare as under:-

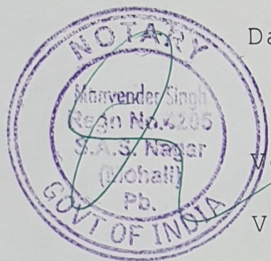


1. That the statement of facts made in the accompanying complaint is true and correct to my knowledge and as per the documents placed on record.
2. That the deponent is fully conversant with the facts and circumstances of the case and the accompanying petition is prepared by the counsel under the instructions of the deponent. No part of it is false and nothing material has been concealed therein.

Chandigarh/MOHALI

Dated: 16.09.2021

Deponent



Certified that the Affidavit/SPA/GPA/Agreement/Declaration/Undertaking/PD/Request etc. deponent has been read over & explained to the Deponent/Executant, who seemed pleased to understand the same at the time of making thereof.

Verification :

Verified that the contents of above my affidavit are true and correct to my knowledge. No part of it is false and nothing has been concealed therein.

Chandigarh/MOHALI

Dated: 16.09.2021

Deponent



Register No. 175
Regn. No. 205

MANVENDER SINGH
NOTARY
JUDICIAL COMMISSIONER
S.A.S. NAGAR (MOHALI) - PB
INDIA

Attested as Identified
7 SEP 2021
MANVENDER SINGH
NOTARY
S.A.S. Nagar (MOHALI)
PUNJAB, (INDIA)

M. No. : 9814817461
FAHADR: 668908192970