

BEFORE B K MEHTA OMBUDSMAN

PUNJAB CRICKET ASSOCIATION

**REFERENCE NO. 3/2019**

Received from the Office of Hony Secretary, Punjab Cricket Association vide his letter no. PCA/2019/47019 13-7-2019/20-7-2019, as one of the 3 matters mentioned there.

Perused.

Sh. Naresh Marwaha , in his letter addressed to Hony Secy PCA , which has been referred to this Office, has pointed out that on three counts Sh. Vinod Chitkara , Hony. Secy. Ludhiana Distt. Cricket Association has "Conflict of Interest"

To appreciate , inter-alia, one of the ground propounded by Sh. Naresh Marwaha , Office of PCA be asked to depute a responsible official , to attend next hearing in the matter on 22-8-2019 before <sup>me</sup> ~~be~~ , who should be well versed with Cricket Calender of PCA for the year 2019-2020

  
( B K Mehta )

Ombudsman , Punjab Cricket Association, Mohali

11-8-2019

BEFORE B K MEHTA OMBUDSMAN

PUNJAB CRICKET ASSOCIATION

**REFERENCE NO. 3/2019**

Second Hearing 22-8-2019

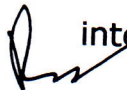
Present : - Sh. Arun Sharma Jt. Secretary , PCA

Subject matter of this reference is a letter received from Sh. Naresh Marwaha and addressed to Hony. Secy. PCA.

Sh. Naresh Marwaha has pointed out that on three counts Sh. Vinod Chitkara , Hony. Secy. Ludhiana Distt. Cricket Association has " Conflict of Interest"

Sh Naresh Marwaha has referred to Rule 38(1)(i) , Rule 38(1)(V) and Rule 6(5) of the BCCI Constitution to urge that Sh Vinod Chitkara would attract conflict of interest and stands disqualified from holding any office in Punjab Cricket Association ( PCA in short herein after ).

Rule . 38 (1)(i) ) referred to by Sh Naresh Marwaha pertains to "contractual arrangements" but no details of any such contractual arrangement has been referred to in his latter by Sh Naresh Marwaha , wherein Vinod Chitkara or his/her relative or Close Associate has an interest. Sh. Arun Sharma has also informed on the



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basis of office records of PCA that neither Vinod Chitkara nor any of his relative or close associate has an interest in any Contractual Agreement with PCA.

Next grouse of Sh Naresh Marwaha is that since nephew of Vinod Chitkara is in Contention for selection in Punjab teams and also the teams to represent LDCA various age-group tournaments, Vinod Chitkara being general Secretary of LDCA , BCCI Constitution makes it a direct case of Conflict of Interest.

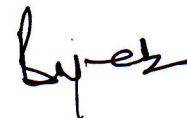
Sh. Arun Sharma has informed that as per date of birth of Dipin Chhitkara in the records of PCA , the only nephew of Vinod Chitkara , he can only be in contention for selection for the age group of Under 23 or for Senior Teams to represent PCA. Next meeting of General House of PCA is slated to be held in September 2019 as per directions of COA appointed by the Supreme Court , which would be electing its new office bearers and Apex Council. During this tenure of Vinod Chitkara in the Executive Committee/ Apex Council of PCA , occasion of Dipin Chitkara for being considered for selection to Under 23 teams of Senior team is not going to arise and therefore situation of Conflict of interest in this regard is not going to emerge. As such , this grouse of Naresh Marwaha has been rendered infructuous as the question of selection of Dipin Chitkara may not prop up during current term of Sh Vinood Chitkara in the Apex Council

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Third Contention of Naresh Marwaha Chitkara is that the person having served BCCI or State Association for a cumulative period of 9 years , shall be disqualified from being an office bearer in any Organisation/association. Sh Arun Sharma informed that term of Current Office bearers and Apex Council of PCA is on the verge of culmination in the wake of General House of PCA meeting somewhere in September 2019 to elect its new office bearers and Apex Council and last meeting of Current Apex Council has already been held . Even otherwise qualification or disqualification of an individual being elected in Apex Council lies within the jurisdiction of Electoral Officer.

The Reference is answered accordingly.



( B K Mehta )

Ombudsman , Punjab Cricket Association, Mohali

22-8-2019