



(Estd. 1934)

MAHARASHTRA CRICKET ASSOCIATION

(Affiliated to The Board of Control for Cricket in India 10-1-37)
(Registered Under Societies Reg. Act, 1860) (Maharashtra 565/Pune)
(Registered Under Bombay Public Trust Act, 1950 Reg. No. F-1042/Pune)

Maharashtra Cricket Association's International Stadium

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FROM THE OFFICE OF ELECTORAL OFFICER

Date: 20/12/2022

MINUTES OF THE MEETING HELD WITH MCA MEMBERS

- 1) A meeting of all the eligible members of MCA was conducted by EO at 5:00 pm on 20/12/22 at MCA stadium, Pune to discuss their suggestions , if any, for making the coming elections of MCA more better and pure. List of the participants is enclosed herewith.
- 2) Address by Electoral Officer
 - 2.1) Welcoming the members, Electoral Officer referred to the following:
 - i. his (J S Saharia) appointment as EO vide MCA letter dated 28/09/2022
 - ii. MCA letter dated 15/12/22 requesting the EO to conduct the elections since compliance had been done, in terms of the orders of Hon'ble SC , to the amended Constitution (SGM 10/11/22),
 - iii. SC orders dated 14/9/22 relating to cooling off period/ disqualification etc. & amended Constitution of MCA
 - 2.2) He thereafter explained the election procedure in brief including the sequence of elections i.e. first of 16 councilors & thereafter of 5 office bearers.
 - 2.3) E.O. thereafter asked members if they had any suggestions etc.
- 3) Several members including Shri Pramod Shere, Shri Madhav Ranade, Ms Shubhangi Kulkarni, Ms Kalpana Tapikar, Shri Arvind Despande and Shri Jayant Yelulkar expressed their concerns or doubts on the following points:

- Important documents relating to elections have not been made available to the members, (like Supreme Court Order dated 14/09/2022, amended Constitution etc.)
- It is not clear whether approvals of Charity Commissioner & Hon'ble SC to the amended constitution have been received or not. If not the elections should not be held till then.
- All the amendments necessary in terms of SC orders have not been done fully
- Disputes regarding Elections held in 2019 are still pending
- Do International Players have now voting right or not?
- International Players will be elected or nominated?
- No election should be conducted till the final disposal of the Writ in filed High Court by the Jalgaon Cricket Association (WP 8294/2022).
- CoA has written to MCA that the MCA elections of 2019 was illegal.
- Elections to Mumbai Cricket Association conducted by Shri Sahariya in October 2022 were free and fair, and we all members at MCA Pune expect the same for MCA Pune.
- Elections should be taken at the earliest since Cricket is suffering due to absence of Apex Council
- All the important documents should be uploaded on the website for information of all.

4) E.O. thereafter informed as follow:

- i. Adv Dr Neela Gokhale by her mail dated 14/12/22 has clarified to MCA that " I can safely advise you to proceed with your election schedule, subject to filing the amendment before the Ld. Charity Commissioner in compliance with the requirements of the Maharashtra Public Charitable Trust Act 1950".

- ii. Change Report has been received by the office of Charity Commissioner on 28/11/22.
- iii. As per MCA, there are no stay orders against holding the elections from any Court including Writ Petition 8294/2022 and IA18986/2022, mentioned by Shri Ranade.
- iv. MCA has categorically denied the allegation that COA has termed 2019 elections as illegal.
- v. Since International Players are life members now, they can vote for election of Councillors as well as vote for the Office Bearers election from Life Members category .

5) EO thereafter summarized that:

- A. His job as EO was only to conduct free, fair, transparent & pure elections in terms of the complied amended Constitution and various judgements of Hon'ble SC/HC. He cannot comment on issues, problems, infirmities etc. not related to the elections.
- B. Orders of the Hon'ble Supreme Court (dated 14/09/2022) being the law of the land, will be followed both in letter & spirit.
- C. There is no apparent hurdle in conducting the elections in view of clear advice of Adv Dr Neela Gokhale & explicit request of MCA dated 15/12/22. Waiting for the approval of Charity Commissioner and/or pending court cases (where there is no stay), would adversely affect the timely conduct of elections, which would be detrimental to healthy democratic tradition.

6) In the end, EO:

- 1) directed the MCA to immediately upload on MCA website all the important documents like Amended Constitution (10/11/22), Supreme Court Judgment dated 14/09/2022, receipt of Assistant Charity Commissioner to the Change

Report, E.O. letter dated 05/12/2022, Email of Adv Neela Gokhale to MCA, MCA letter dated 15/12/2022 etc.

- 2) appealed to all the members to cooperate and participate actively in the election process.

The meeting thereafter ended with vote of thanks.

Approved and Signed by E.O.