

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION No.19974 of 2021

ORDER:

This Writ Petition is filed under Article 226 of the Constitution of India seeking the following relief:

“....to issue a Writ, Order or Orders or directions more particularly one in nature of Writ of Mandamus, declaring the action of the 2nd respondent in issuing 5th Executive Council Meeting of the Indian Olympic Association to be held on 10th and 11th of September 2021 without including the petitioner's association approval in pursuance to the proposal submitted by the petitioner's association on 20.04.2019 pursuant to the elections conducted 18.04.2019 as one of the agenda is illegal, arbitrary, untenable, contrary to the Sports Code and violative of Article consequently direct the 2nd respondent to include the petitioner's association proposal dt.20.04.2019 in pursuance to the elections conducted on 18.04.2019 as an agenda enabling the petitioner's association to place his case and pass such other order or orders....”.

2. Heard learned counsel for the petitioner and learned Government Pleader for Youth and Sports for respondent No.1, Sri Bhargav, learned counsel for respondent No.2 and Sri Ravi Kiran Kumar Kolusu, learned Standing Counsel for respondent No.3.

3. In the present writ petition, the petitioner association is seeking recognition with the 2nd respondent association, and accordingly, the petitioner submitted a representation/application dated 20.04.2019. Even after submission of its representation/application for recognition in respect of petitioner association but one reason or other reason the 2nd respondent association did not consider so far. Having no other option, the petitioner preferred the present writ petition seeking direction to dispose of the representation by the 2nd respondent.

4. On the other hand, the 2nd respondent filed counter affidavit where in it is stated as under:

“It is reiterated that with the intervention of the Hon’ble Supreme Court of India, a new Executive Council of IOA as well as new Constitution has been put in place of the affairs of the IOA. It is respectfully submitted that the IOA already has an Affiliation and Dispute Commission in place. It is humbly submitted that if this Hon’ble Court directs, the representation of the Petitioner may be referred to the Affiliation and Dispute Commission of IOA which may decide the representation of the Petitioner after considering the representations and hearing the relevant parties.”

5. The learned Standing Counsel for respondent No.3 submits that as of now there is no recognition for Andhra Pradesh Olympic Association, the 2nd respondent has to consider the request of the petitioner for granting such recognition.

6. Having regard to submissions made by the learned counsel for the petitioner as well as learned Standing Counsel for the respondents, without going to the merits of the case, this Court is of the considered view that the present Writ Petition can be disposed of, directing the 2nd respondent to consider the representation/application of the petitioner dated 20.04.2019 within a period of six (06) weeks from the date of receipt of copy of this order. No order as to costs.

Consequently, miscellaneous petitions pending, if any, in this writ petition, shall stand closed.

VENKATESWARLU NIMMAGADDA, J

Dated: 01.11.2023
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Date: 01.11.2023

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