



IN THE HIGH COURT OF SIKKIM

ORDER SHEET

C.M.A. No. 26 of 2007
Arising out of W.P. (C) No. 38 of 2006

Board of Control for Cricket in India & Others
Petitioner/Appellant
Versus

Sikkim Cricket Association &
Another Respondent

Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
01.	01.05.07	<p>Present: Mr. Anmole Prasad, Advocate for the Petitioners.</p> <p>Mr. B.R. Pradhan, Advocate for the Respondent Nos. 1 & 2.</p> <p>Mr. Karma Thinlay, Government Advocate for Proforma Respondent.</p> <p>...</p> <p>This is an application made on behalf of the Board of Control for Cricket in India (BCCI) for extension of time in regard to the grant of Membership to the Sikkim Cricket Association (SCA). The State Government supports the cause of SCA. The BCCI is already in breach of an order of Court which directed them to grant membership to the SCA.</p> <p>It is said that the BCCI will soon make an inspection in Sikkim and after being satisfied about the SCA, membership will be</p>	

granted. It was written on their part on 21.03.2007 that a team would be visiting

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Signature





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		<p>Sikkim soon. The visit has not yet taken place.</p> <p>Time to grant membership to SCA as per the order of Court expired on 14.3.2007. Excuses are made by the BCCI that the Board was busy with tournaments and other matters.</p> <p>It is well known to all Indians that there might be a lot of money with the BCCI, but they have no cricket. Why they should hesitate to grant membership to a State Cricket Association without there being any State rivals, is not understood. It might have been a good idea, a reasonable time before 14.3.2007 expired, to arrange a few matches between the so called top Indian team and the best team of Sikkim, which could be put up by the SCA, under the auspices of the BCCI, and on the basis of the results of those matches, grant membership to SCA, and, maybe, also assess the future of the BCCI itself. But the time has now gone by.</p>	

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AmR



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		<p data-bbox="378 389 1159 1079">In any event, the parties are free to choose their own course of action; only one course they are not free to choose, which is their continuing to be in breach of an order of the Court. We do not usually issue rules for contempt suo motu, but we cannot prevent anybody from making an application. The application for extension of time is unhesitatingly dismissed.</p> <p data-bbox="906 1118 1159 1244"> (A.N. Ray, CJ)</p> <p data-bbox="911 1276 1159 1402"> (N.S. Singh, J)</p>	