

**BEFORE THE FORMER ACTING CHIEF JUSTICE V. ESWARAI AH
ETHICS OFFICER AND OMBUDSMAN ADDL. CHARGE
THE HYDERABAD CRICKET ASSOCIATION AT RGICS,
UPPAL, HYDERABAD**

CASE NO. 14 OF 2024

BETWEEN:

Shalimar Cricket Eleven,

H.No.17-3-224/A, Yakutpura, Hyderabad,
Telangana. Represented by its
General Secretary Mohammed Nayeem Khan,
S/o. Raheem Khan
Mobile: 99088297911.

...Petitioner

AND

1. The Hyderabad Cricket Association

RGICS, Uppal, Hyderabad.
Represented by its Secretary R. Devraj.

2. Shalimar Cricket Club

Represented by its Secretary Ajmal Asad
S/o. late Mir Asad Ali, Plot No.90, Street
No.3, Uma Nagar Colony, Begumpet,
Hyderabad - 500 016.

...Respondents

PROCEEDINGS DATED 08.07.2024

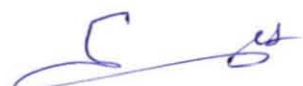
1. It is the case of the Petitioner that the Petitioner Club was originally represented by its Secretary Aijaz Ali Qureshi and it is a recognized Club of HCA having registered vide Certificate of Registration No.1303 of 1987 under the Public Societies Registration Act, 1350 Fasli (Act I of 1350F) under the name and

style of **“Shalimar Cricket Eleven”** and it has been paying Annual Fee regularly from 2017 onwards and the Petitioner Club alone participated in the Annual General Body Meetings upto 2018. It is further submitted that the Ombudsmen and Ethics Officer by Proceedings dated 08.03.2018 and 12.04.2018 while observing that a serious litigation is pending between both the parties in the II Junior Civil Judge, City Civil Court at Hyderabad and pending the disputes, the HCA is directed to implement the Interim Order of the II Junior Civil Judge, City Civil Court at Hyderabad in I.A.No.168 of 2017 in O.S. No. 2225 of 2017 permitting the Petitioner to attend the Meetings and to extend benefits if any and if the Respondent got any grievance it shall approach the concerned Court for its remedies. The 2nd Respondent questioned the said I.A.No. 168 of 2017 in O.S.No.2225 of 2017 dated 23.10.2017 on the file of the Hon’ble High Court and the Hon’ble High Court in I.A.No.3 of 2021 in CRP 532 of 2021 by Order 26.03.2021 suspended the said Order of the II Junior Civil Judge, CCC at Hyderabad.

2. The Second Respondent submitted a representation dated 26.02.2024 enclosing the copy of the Judgement dated 28.12.2023 in OS 1246 of 2015 on the file of the II Junior Civil Judge, CCC at Hyderabad and the Joint Memorandum of

Compromise duly signed by the Petitioner and the 2nd Respondent to which the HCA is also a Party as Defendant No.1 in O.S.No.1246 of 2015 and in O.S. No. 225 of 2017. As per the Compromise Judgement the Suits filed by the Petitioner dismissed as per the terms of the Compromise and Joint Memorandum of Compromise signed by all the parties. The said Judgment is available in the records of the HCA relating to OS 1246 of 2015 and OS 2225 of 2017 dated 28.12.2023 on the file of the II Junior Civil Judge, CCC at Hyderabad as it being a party to the Judgement in terms of the compromise.

3. The Petitioner was the Plaintiff in the said suits, HCA is the 1st Defendant and the Shalimar Cricket Club is 2nd Defendant in the said cases. The said suits were filed seeking permanent injunction restraining the HCA from diverting any benefits meant for the 2nd Defendant Society (Shalimar Cricket Club Regd. 925 of 2003). The said suits filed by the Petitioner were settled out of Court as per the compromise terms and Joint Memorandum of Compromise signed by all the parties. As per the said compromise, the Petitioner Club herein admitted, acknowledged and declared that the Defendant No.2 therein i.e., Shalimar Cricket Club alone which is the 2nd Respondent herein has been an affiliated Member of the Defendant No.1/HCA.



4. It is further admitted that Mr. Ajmal Asad was elected as Secretary of the Respondent No.2 Club in 2011 and the Petitioner/ Plaintiff has no claim whatsoever in respect of 2nd Respondent Club herein and the Shalimar Cricket Club is the rightful Club affiliated to the Respondent No.1 and the Plaintiff accordingly withdraw the O.S.No. 2146 of 2015 and O.S.No.2225 of 2017 both on the file of the II Junior Civil Judge, City Civil Court at Hyderabad as per the compromised Judgement and Decree dated 28.12.2023.
5. The said Judgement is binding on the Petitioner. The Petitioner claims that there is a change in the post of the Secretary. No Proceedings of the Society electing him as Secretary of the Petitioner Club has been filed. No Records or the Resolutions of the Club after the Compromise have been filed.
6. Thus, it is clear from the aforesaid Judgement of the Civil Court dated 28.12.2023 that the Suits filed by the Shalimar Cricket Eleven represented by its Secretary Aijaz Ali Qureshi seeking permanent Injunction restraining the HCA from extending any benefits to the 2nd Respondent herein are dismissed and the rights of the 2nd Respondent are recognized and the said Judgement has become final and binding on the Petitioner as well as the HCA/R1.



7. I have perused the records. The Shalimar Cricket Club of the 2nd Respondent is registered with Certificate of Registration No.925 of 2003 by the Registrar of Societies, Hyderabad on 11.07.2003. The 1st Respondent/HCA issued a Club Certificate dated 07.07.2012 certifying that Shalimar Cricket Club is affiliated to the HCA and the President Asadullah Pasha and Secretary is Ajmal Asad. Therefore, the Compromise Decree is as per the records and it is just and valid. The Petitioner styling himself as a Secretary of Shalimar Cricket Eleven is not entitled to put forth any claim before the HCA as the rights of the 2nd Respondent have been rightly recognized in the Joint Memorandum of Compromise.
8. There are no merits in the Petition filed by the Petitioner Shalimar Cricket Eleven represented by its so called Secretary Mr. Mohammed Nayeem Khan and accordingly the petition filed by the Petitioner dismissed. The 1st Respondent is directed to continue to recognize the 2nd Respondent Shalimar Cricket Club, represented by its Secretary Ajmal Asad as affiliated Club of Hyderabad Cricket Association and extend all the benefits.



Justice V. Eswaraiah
Ethics Officer and Ombudsman Addl. Charge
The Hyderabad Cricket Association