ITEM NO.25+21+22+23 COURT NO.2 SECTION XIV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s).14533/2022

(Arising out of impugned final judgment and order dated 16-08-2022 in WP(C) No. 195/2010 passed by the High Court of Delhi at New Delhi)

INDIAN OLYMPIC ASSOCIATION Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(FOR ADMISSION and I.R. and IA No.118333/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.118350/2022-PERMISSION TO APPEAR AND ARGUE IN PERSON)

WITH
SLP(C) No. 16507/2022 (XIV)
(FOR ADMISSION and I.R. and IA No.129680/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.129679/2022-PERMISSION TO FILE SLP and IA No.129678/2022-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES, IA No. 133401/2022 - EX-PARTE AD-INTERIM RELIEF, IA No. 133443/2022 – INTERVENTION/IMPLEADMENT)

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 27750/2022

(WITH IA No.132849/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.132847/2022-PERMISSION TO FILE PETITION and IA No.133827/2022-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 27967/2022

(WITH IA No. 141604/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 141603/2022 - PERMISSION TO FILE PETITION)

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 30030/2022

(FOR ADMISSION and I.R. and IA No.141951/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.141949/2022-PERMISSION TO FILE PETITION and IA No.141952/2022-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.141984/2022-PERMISSION TO APPEAR AND ARGUE IN PERSON and IA No.141950/2022-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

WITH
Diary No(s). 30124/2022 (XIV)

Signature Not Verified
Digitally signed by CHETAN KUMAR
Date: 2024.09.24 15:38:01 IST
Reason:

(FOR ADMISSION and I.R. and IA No.141964/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.141961/2022-PERMISSION TO FILE PETITION and IA No.141963/2022-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.141983/2022-PERMISSION TO APPEAR AND ARGUE IN PERSON and IA No.141965/2022-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 22-09-2022 These petitions were called on for hearing today.

CORAM :
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s) **Dr. Abhishek Manu Singhvi, Sr. Adv.**
Mr. Shyam Divan, Sr. Adv.
Mr. Dama Seshadri Naidu, Sr. Adv.
Mr. Amit Bhandari, Adv.
Mr. Hemant Phalpher, Adv.
Mr. Ankur Chawla, Adv.
Mr. Ruchir Mishra, Adv.
Mr. Aakarsh Kamra, AOR
Ms. Shivali Chaudhary, Adv.
Mr. Poonachandiran, Adv.
Mr. Akshat Vachher, Adv.
Mr. Hitesh Singh, Adv.
Mr. Jayant Mohan, Adv.
Mr. Aamir Khan, Adv.

Mr. Devadatt Kamat, Sr. Adv.
Mr. Rajesh Inamdar, Adv.
Mr. Javedur Rahman, AoR
Mr. Ashwin G. Raj, Adv.
Mr. Darpan K.M., Adv.
Mr. Harsh Pandey, Adv.
Mr. Revanta Solanki, Adv.
Mr. Mudassir, Adv.

Dr. Menaka Guruswamy, Sr. Adv.
Mr. Debesh Panda, AOR
Mr. Yash S. Vijay, Adv.
Mr. Utkarsh Pratap, Adv.
Mr. Pranav Jain, Adv.
Ms. Radhika Gupta, Adv.

Mr. P.V. Diesh, Adv.
Mr. Zulfiker Ali P.S., AOR
Ms. Lakshmi Sreep, Adv.

Mr. Hrishikesh Baruah, Adv.
Mr. Parth Goswami, Adv.
Mr. Akshay Kumar, adv.
Ms. Astha Sharma, AOR
Ms. Mantika Haryani, Adv.

Mr. Shreyas Awasthi, Adv.
Ms. Deeksha Agarwal, Adv.

Ms. Radhika Gupta, AOR

For Respondent(s) **Mr. K M Nataraj, ASG**
Mr. Amrish Kumar, AOR

Mr. Rahul Mehra, Caveator-in-person
Mr. Chaitanya Gosain, Adv.

Mr. Aakarsh Kamra, AOR

Dr. Menaka Guruswamy, Sr. Adv.
Mr. Yash S. Vijay, Adv.
Mr. Utkarsh Pratap, Adv.
Mr. Puppala Santhosh Kumar, Adv.
Mr. Mohith K. Jakhar, Adv.
Ms. Medha Singh, Adv.
Mr. Sravan Kumar Karanam, Adv.

Mr. Samar Vijay Singh, AOR
Mr. Aditya Vikram Singh, Adv.
Ms. Amrita Verma, Adv.

Mr. Debesh Panda, AOR

Mr. Rajesh Inamdar, Adv.
Mr. Harsh Pandey, Adv.
Mr. Pai Amit, AOR

Mr. Anuj Tyagi, AOR

UPON hearing the counsel the Court made the following
O R D E R

1 By the previous order dated 19 September 2022, this Court had recorded two suggestions which were made by the Solicitor General. The first suggestion is that a former Judge of the Supreme Court may be appointed for the purpose of:

(i) Amending the constitution of the Indian Olympic Association[1];

(ii) Preparing the electoral college; and

1 "IOA"

(iii) Conducting the elections.

2 The High Court of Delhi (by the judgment dated 16 August 2022) had issued certain directions in terms analogous to the first suggestion for the amendment of the constitution and for conducting elections.

3 The above suggestion of the Solicitor General has met with the broad acceptance of all contesting parties before the Court who have joined in stating that this would subserve the purpose of IOA.

4 Accordingly, we request Mr Justice L Nageswara Rao, a former Judge of this Court, to take up the assignment of:

(i) Preparing the amendments to the constitution of IOA;

(ii) Preparation of the electoral college; and

(iii) Conducting the elections.

5 The learned Judge is requested to prepare a road map for the amendment of the constitution and for the conduct of elections so that the entire process is completed preferably by 15 December 2022.

6 Justice L Nageswara Rao would be at liberty to fix his fees. All logistical arrangements shall be made available by the Joint Secretary in the Ministry of Youth Affairs and Sports, subject to the expenses being borne and reimbursed by IOA. IOA shall presently deposit an amount of Rs ten lakhs with the Ministry of Youth Affairs and Sports within a period of one week so as to cover the initial fees and expenses. Further deposits towards fees and expenses shall be effected within a week of intimation by the Joint Secretary, Ministry of Youth Affairs and Sports.

7 The second suggestion which was recorded in the previous order was that until elections are held, the administration of IOA may be entrusted to a neutral person who shall coordinate with the International Olympic Committee[2] in terms of its letter dated 8 September 2022 of the Director of Olympic Solidarity and NOC Relations of the IOC.

8 The National Games are being conducted by the IOA between 29 September 2022 and 12 October 2022 after a gap of seven years. Events will be held at multiple cities in the State of Gujarat, including Ahmedabad, Gandhinagar, Surat, Vadodara, Rajkot and Bhavnagar. Over 8,000 athletes are expected to participate in the National Games. This constitutes the biggest event in athletic sports in India. The Court has been apprised that MOUs have been executed by the IOA through its Secretary General with the Government of Gujarat and Gujarat Olympic Association. The preparations have been made by IOA; multiple committees have been set up; and the Secretary General is responsible for the day to day administration. In view of impending National Games, we direct that the administration of the affairs of IOA shall, pending the conclusion of the elections, be conducted by the Secretary General of IOA.

9 A meeting is scheduled to take place with the IOC in Lausanne on 27 September 2022. A communication dated 20 September 2022 has been received by IOA from Mr Jerome Poivey, Associate Director, Institutional Relations and Governance, NOC Relations Department, IOC. It has been agreed before the Court on behalf of all the representatives of IOA that IOA shall be represented at the meeting by:

(i) Mr Rajeev Mehta, Secretary General; and

(ii) Mr Adille Sumariwala, Vice President.

2 “IOC”

10 The rest of the members, as set out in the communication dated 20 September 2022, shall participate in the course of the meeting. The Court has been apprised of the fact that Mr Anil Khanna has resigned in the capacity of the Acting President of IOA.

11 The Court shall be apprised of the progress which has been made in the meeting when the proceedings are listed before this Court on the next date of listing. The Joint Secretary in the Ministry of Youth Affairs and Sports who would be representing the Union Government at the meeting at Lausanne shall submit a report on the outcome of the discussions before the next date of listing.

12 List the petitions on 10 October 2022.

(SANJAY KUMAR-I)
DEPUTY REGISTRAR

(SAROJ KUMARI GAUR)
ASSISTANT REGISTRAR