

**In the office of Amateur Kabaddi Federation of India (AKFI)
E-386 Basement Greater Kailash Part 1 New Delhi – 110 048**

In the matter of granting of affiliation to Amateur Kabaddi Federation Ladakh

ORDER

The Hon'ble Delhi High Court vide its order dated 10th February 2023 in WP(C) 8915/2019, 9287/2019, 6355/2021, 6366/2021 and 8439/2021 has directed the Administrator to conduct Election of Amateur Kabaddi Federation of India (AKFI).

"62. Since the AKFI continues to be under the control of the Administrator and elections of the Executive Committee of AKFI have to be held, the petitions are disposed of in the following terms:

(i) the 'age and tenure restriction' on the members of the Governing Body imposed by the National Sports Development Code of India 2011 applies not only to the Amateur Kabaddi Federation of India but also to all its constituents at the State and District Level; and

(ii) the amendments carried out to Clause 15.10 and Clause 30 of the AKFI Constitution are quashed. The Original Clause 15.10 and Clause 30, extracted hereinabove, are restored; and

(iii) all the State and District Associations and bodies, if they want to continue to be members of the AKFI have to amend their Memorandum of Associations/Constitutions and bring them in conformity with the Sports Code particularly in respect of the Age and Tenure restrictions imposed by the Sports Code; and

(iv) if, the District Associations/bodies and/or State Association refuse or fail to comply with the 'age and tenure restriction' imposed by the Sports Code, they would be liable for action which may entail disaffiliation and/or removal as a recognized District and State constituent of the AKFI; and

(v) the representatives of the State Associations to the National Federation have to be compliant of the 'age and tenure restriction' imposed by the Sports Code and likewise the representatives of the District Associations/bodies to the State Association have to be compliant of the 'age and tenure restriction' imposed by the Sports Code; and

(vi) if the representatives of the State Associations to the National Federation and the representatives of the District Associations/bodies to the State Association are not compliant of the 'age and tenure restriction' imposed by the Sports Code, then they shall not constitute the electoral college and shall be disqualified from contesting for any post of the executive committee and also from casting their vote for such an election; and

(vii) the State Associations and the District Associations, after the expiry of the term of the existing Executive Committee, shall hold fresh elections strictly in accordance with the 'age and tenure restriction' imposed by the Sports Code; and

(viii) the election notification dated 07.08.2019 for elections to the AKFI and the notification of the electoral college of AKFI issued by the Administrator are quashed; and

(ix) the Administrator shall prepare and notify the schedule for the holding of the elections of the office bearers of AKFI in accordance with these directions, which should not be later than 3 months from the date of this order; and

(x) the President and Secretary of the affiliated Member unit should attend the General Body Meeting of AKFI, however if the President and Secretary of an affiliated member are unable to attend or are not compliant of the 'age and tenure restriction' imposed by the Sports Code, they may nominate, in accordance with the Constitution of AKFI, a person who is compliant. If there is a dispute on the nomination, then the nomination by the President shall prevail."

AKFI has received an email dated 1st April 2023 containing a letter of Request-cum-Representation from Amateur Kabaddi Association Ladakh, (hereinafter referred as 'AKAL') through its Secretary Sh. Sumit Singh for seeking permission to participate in the election of AKFI.

It is a fact that AKAL is not an affiliate member of AKFI and as per the order of the Hon'ble Delhi High Court dated 10th February 2023 and Constitution of AKFI only affiliated member units (with Voting Rights) are eligible to participate in the election of AKFI.

AKAL on earlier occasion had filed a writ petition 3197/2023 before Hon'ble Delhi Court seeking permission to participate in the 69th Senior National Kabaddi Championship – Women from 23rd to 26th March 2023. Hon'ble court was pleased to pass the following order on 15th March 2023:

5. On a query from the Court, she submits that there is a competing organisation being All India Ladakh Kabaddi Association which also claims to be a recognized national sports federation in Ladakh representing Kabaddi, in the interests of the Union Territory.

6. Considering the fact that the Id. Administrator is looking after the affairs of AKFI, it would be in the interest of the sport that the Petitioner is permitted to appear before the Id. Administrator and satisfy him as to the manner in which the players have been selected by it.

7. Upon the presentation made by the Petitioner, the Id. Administrator shall pass necessary directions in respect of participation of the players permitted by the Petitioner and the conditions on their participation.

8. Let the Petitioner appear before the Id. Administrator on 18th March, 2023. A decision for the same shall be communicated by the Id. Administrator by 21st March, 2023.

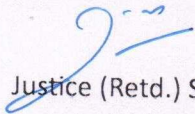
9. The petition is disposed of in these terms. All pending applications are disposed of.

In compliance of the order both the associations of Ladakh were heard on 18th March 2023 at 3.30 pm in the office of AKFI and the matter was decided by order dated 21st March 2023.

I have considered the submissions of AKAL and have examined the documents on record. It is a fact that AKAL is **not** an affiliated unit of AKFI. Seeking permission to participate in the election of AKFI without having affiliation with AKFI cannot be considered.

The representation filed on behalf of AKAL is dismissed.

Scanned copy of the order be sent to both the parties by email today itself.



Justice (Retd.) S.P Garg

Administrator / President

Amateur Kabaddi Federation of India

New Delhi

13.04.2023