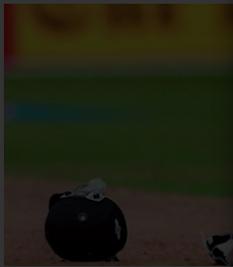


# Status of Hardik P... controver

- Share
- f
- t
- g+
- in
- +



after making comment to be "sexist" and "racist", legal implications under the Board of Control for Cricket in India (BCCI) Constitution.

## What is the Board of Control for Cricket in India (BCCI) Constitution?

In the case of Board of Control for Cricket and Ors. Versus Cricket Association of Bihar & Ors.[1] Some reforms were suggested to the BCCI. In compliance with the suggested reforms by the Justice Lodha Committee BCCI registered its new constitution under the Tamil Nadu Societies registration act, 1975. The BCCI Constitution takes care of the different laws relating to the game and players so the game is played with appropriate intent on the field just as off the field. As the



Learn Contract Drafting Skills

## Join Contract Drafting Course

Certified by LCI and LAW Firms

# 20%

Discount



Call: 011-411-70713

so submit your article by sending to lawyersclubindia.com

Articles

### Picks

- ...the 72 years old Article 370
- ...ration agreement in a void
- ...t need not be Void
- ...w of winding up under IBC
- ...rights and intellectual property
- ...men Empowerments &
- ...vidence In memory of Dr. B. R. kar

Companies (Amendment) Act, 2019 - CSR Provisions become more stringent

Jurisdiction of Debt Recovery Tribunal and jurisdiction of Civil Court: juxtaposition

Here are the top 7 concerns that people have around their post-retirement life

Medico autopsy in Anaphylactic deaths

5 Smart Tax Saving Investment Plans for AY 2020-21

view more »

game has seen different embarrassments and spot-fixing occurrences in the past including different cricket geniuses it was a need of great importance to build up specific laws to govern the game. Under memorandum of Association, the constitution provides for promotion and development of the game of cricket.[2]

Indeed this constitution has come into picture when as of late on a syndicated program KL Rahul and Hardik Pandya from the Indian Cricket Team to be were seen making strong remarks on the national TV.

### Legal implication saga on Hardik Pandya and KL Rahul:

BCCI governs the conduct of players and all BCCI personnel on and off the field the “Code of Conduct” adopted by the BCCI is continuing effort to maintain the public image, popularity and integrity of the game and if any BCCI member acts against aforementioned Code of conduct then disciplinary action can be taken against such person.[3] The disciplinary action which Code of Conduct talks about is taken under rule 41 of the BCCI constitution.

In the light of mentioned sports law, what actually happened that lead to legal consequences on both of the players is as following:

**Show cause notice:** under section 41(1) (b) if any member or administrator of BCCI commits any act which can be against the interest or reputation of BCCI or the game of cricket or neglect to comply with the rules and regulation of BCCI then the BCCI shall issue a show cause notice for explanation of the same. So, after making the comments on the TV show, a showcase notice was served by the BCCI on both of the players.

**After show cause notice:** After giving 7 days’ time to both of the players to give reason as to why they should not be proceeded against misconduct and indiscipline; BCCI banned both players for two matches for their misconduct as the reasons given by both of the players were not found justifiable by the BCCI.



Browse by  
Category



Recent  
Comments



Popular  
Articles

LexisNexis

Lexis Advance® India

One Stop Legal Research Solution!

Now at an  
**UNBELIEVABLE**  
introductory price of  
**₹29,950 + GST**

Subscribe Now



**GST Law and Analysis**

with conceptual procedures

Author: Bimal Jain

BUY NOW

### Similar Forum Post

- [in club profile](#)
- [Drugs counselling in bali](#)
- [want to know that hoe much fees have to deposited in 143 of a land](#)
- [RTI](#)
- [chected by business person](#)
- [Tenant not vacating after rental agreement duration is over](#)
- [limit enhancement of DRT](#)

More »

[Subscribe to Articles Feed](#)

## What's next?

The matter falls under the Jurisdiction of the BCCI's Constitution and under rule 17 and 18 of the Constitution either the Apex Council can be called or an ombudsman to intervene in these kinds of matters. Under rule 1(w) of BCCI's constitution an "Ombudsman" is the grievance Redressal authority set up under rule 40 of the constitution. Rule 41 of the constitution says that "any disputes between or among the BCCI, its members, IPL franchisees, Zones and the Cricket players' association shall be automatically referred to the Ombudsman and rule 41(3) makes the decision of the Ombudsman final and binding.

Now, as per the laws of the BCCI the matter will be adjudicated through an Ombudsman but since currently, the BCCI does not have one, it will appoint one as per the guidelines mentioned under the rule 40(1) according to which an ombudsman can only be a retired judge of the Supreme Court or a retired Chief justice of a high court. Thus, now the matter waits for further notice as to what will be the repercussions of the actions of the two cricketers.

- [1]  
[https://www.sci.gov.in/supremecourt/2013/24114/24114\\_2013\\_Judgement\\_09-Aug-2018.pdf](https://www.sci.gov.in/supremecourt/2013/24114/24114_2013_Judgement_09-Aug-2018.pdf). (Accessed on 09/01/2019)
- [2] <http://www.bcci.tv/about/2019/bcci-constitution> (Accessed on 09/01/2019)
- [3]  
[http://www.hpccricket.org/cricketrules/Appx.%206%20Code%20of%20Conduc%20-%202012%20\(1\).pdf](http://www.hpccricket.org/cricketrules/Appx.%206%20Code%20of%20Conduc%20-%202012%20(1).pdf). (Accessed on 09/01/2019)

Enter your email address

Submit

## Browse by Category

Business Law

Civil Law

Constitutional Law

Criminal Law

Family Law

Labour & Service Law

Legal Documents

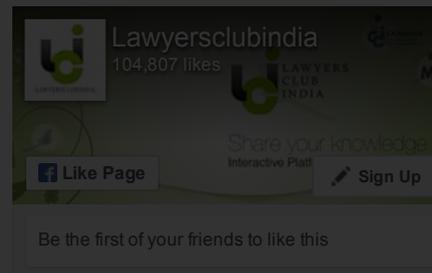
Intellectual Property Rights

Property Law

Taxation

Students

Others



Lawyersclubindia  
104,807 likes  
LAWYERS CLUB INDIA  
Share your knowledge  
Interactive Platform  
Like Page Sign Up  
Be the first of your friends to like this



PRATIKSHA BHANDARI

on 11 February 2019



[← Previous](#)

[Next →](#)

### Recent Comments

Total: 0

[Login](#) to post comment

## Related Articles

- The status of Concubine in Hindu law of succession
- A Constitution is not the act of the government, but people constituting the Government
- Why do you trash the Constitution of India?
- 73rd Constitution Amendment in Jammu & Kashmir
- Constituent Assembly and Photolithography work in the Constitution of India
- Legal Status of Doctors dispensing medicines to their own patients
- Adulterated Food - A violation of Article 21 of the Constitution of India
- Adulterated Food- A violation of Art 21, Constitution of India

## Other Latest Articles

- Why e-learning is the future of legal education
- Outlawing Of Triple Talaq Is Highly Commendable
- Amendment in IBC for Home buyers
- Constitution Cannot Be Above Country Come What May - Article 370
- Spare the rod and spoil the child - Why India is not ready to decriminalize cannabis, just yet.
- Parliament Rightly Makes Triple Talaq Criminal But Bailable Offence
- Interpretation of Proviso to s.24 of Land Acquisition Act 2013
- Requirements of an ideal autopsy section
- Relevance of photographs and drawings in forensic pathology

- Article 35A of Constitution of India - A Legal Fact Sheet
- Writ petition under Arts 226 and 227 of the Constitution of India

- Supreme Court on Adverse Possession

[More »](#)

[More »](#)

**MENU**

[Jobs](#)

[Coaching](#)

[Events](#)

[Bare Acts](#)

[Bookmarks](#)

[Legal Dictionary](#)

[Files](#)

[Judiciary](#)

[Notifications](#)

[Poll](#)

[Video](#)

[Top Members](#)

[Forms](#)

[Scorecard](#)

[Today's](#)

[Birthdays](#)

[RSS](#)

[Rewards](#)

[Lawyers Search](#)

[About](#)

[We are Hiring](#)

[Advertise](#)

[Terms of Use](#)

[Disclaimer](#)

[Privacy Policy](#)

[Contact Us](#)

Our Network Sites



[Send Me Newsletter](#)



© 2019 LAWyersclubindia.com. Let us grow stronger by mutual exchange of knowledge.