

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL
WP(C) No.245 of 2023**

The Manipur Cycling Association

...Petitioner/s

- Versus -

The Cycling Federation of India and 2 Ors.

...Respondent/s

**BEFORE
HON'BLE THE ACTING CHIEF JUSTICE M.V.MURALIDARAN
ORDER**

23.03.2023

[1] Heard Mr. Stevenson, learned Jr. counsel to Mr. Kh. Tarunkumar, learned counsel for the petitioner and perused the records.

[2] After issuance of notice, Mr. P. Tamphamani, learned counsel represented that he has appeared on behalf of the respondent No.3.

[3] It is the case of the petitioner that on 19.07.2022, the Manipur Cycling Association sent a letter to the Secretary General Cycling Federation of India, New Delhi-78 seeking for affiliation of Manipur Cycling Association to the Cycling Federation of India. Till date, there is no order has been passed by the Cycling Federation of India for affiliation of Manipur Cycling Association. In the meantime, Cycling Federation of India Published a circular notice inviting all State/Boards to participate the game which is to be scheduled from 28.03.2023 to 30.03.2023 but the petitioner's association was not invited. Therefore, the petitioner approached this Court seeking the prayers in the writ petition which is read as follows:

“i). issue rule nisi upon the respondents to show cause as to why the prayer prayed for by the petitioner shall not be granted and after hearing them make the rule absolute and call for the records of the case.

ii). issue a writ of mandamus by directing the official respondents to allow the state team selected by the Selection Committee of the Manipur Cycling Association (the petitioner) to participate in the 19" National (Senior, Junior and Sub-Junior) Mountain Bike Cycling Championship which is to be held at Panchkula, Haryana from 28" to 30" March, 2023.

iii). issue a writ of mandamus by directing the official respondents to delete /drop the name of the private respondents from the list of the Executive Member of the Cycling Federation of India as he is not a member of the Manipur Cycling Association and he was never recommended by the state association to be an Executive Member of the Cycling Federation of India and allow the petitioner to select the Manipur Team by constituting its own Selection committee in future National/Zonal Championships without any interference from the official respondents.

iv). Pass any other appropriate writ/order/direction that this Hon'ble Court deems fit and proper.

AND

Pending disposal of the rule, your Lordship be pleased to grant ex-parte stay and interim relief by directing the official respondents to allow the State team selected by the Selection Committee of the Manipur Cycling Association (the petitioner) to participate in the 19" National (Senior, Junior and Sub-Junior) Mountain Bike Cycling Championship which is to be held at Panchkula, Haryana from 28" to 30" March, 2023. And/or pass any other appropriate interim relief that this Hon'ble Court deems fit and proper."

[4] Mr. Stevenson, learned counsel for the petitioner argued the case that the respondent No.2 may give direction to give affiliation as well as permission to the Manipur Cycling Association to participate in the game which is to be scheduled from 28.03.2023 to 30.03.2023. Since the affiliation application dated 19.07.2022 is still pending without considering the application by the respondent No.2. This Court may issue directions to the respondent No.2 to give permission to petitioner's association, Manipur Cycling Association to enable them to participate in the game which is scheduled from 28.03.2023 to 30.03.2023.

[5] Mr. P. Tamphamani, learned counsel for the respondent No.3 represented that as of now the petitioner's association has not been affiliated to respondent No.2, they have not right to seek directions for granting permission to the petitioner's association to participate in the game which is scheduled in 28.03.2023 to 30.03.2023.

[6] Considering the nature of the case of the petitioner and argument advanced by the both the parties, this Court is inclined to pass the following orders:

[7] In the result,

a). The present writ petition is disposed of.

b). The respondent No.2, Secretary General, Cycling Federation of India is directed to pass an appropriate order on petitioner's representation dated 19.07.2022 on or before 26.03.2023 and also to consider for granting permission to the petitioner's association to participate in the game which is scheduled from 28.03.2023 to 30.03.2023, on or before 26.03.2023.

[8] Registry is directed to issue the order copy to both the parties today itself.

Ab.Surjit

ACTING CHIEF JUSTICE

