

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 545 OF 2015.

Traditional Karate Association Of
Goa, a Society registered under
the Societies Registration Act,
1860 and having its office at H6,
Madhuban Complex, Tambdi Mati,
Caranzalem, Goa-403 002 through
its President, Mr. Joseph
Rodrigues.

..... Petitioner.

Versus

1. The Sports Authority Of Goa,
through its Director, having
office at 5th Floor, Myles
High Building, Corporate
Hub, Patto Plaza, Panaji, Goa
-403 001.

2. All Goa Karate Do
Association, through its
President, Mr. Anthony
Menezes, House No.36,
Naikawaddo, Calangute,
Bardez-Goa.

..... Respondents.

Mr. Y. V. Nadkarni, Advocate for the petitioner.

Mr. A. Kakodkar, Advocate for the respondent no.1.

Mr. Nigel Costa Frias, Advocate for the respondent no.2.

Coram:-F. M. REIS,

K. L. WADANE, JJ.

Date:-5th August, 2015.

ORAL JUDGMENT (Per F. M. Reis, J.

Heard Mr. Y. Nadkarni, learned counsel appearing for the
petitioner, Mr. A. Kakodkar, learned Advocate appearing for the
respondent no.1 and Mr. Nigel Costa Frias, learned Advocate
appearing for the respondent no.2.

2. Rule.

3. Heard forthwith with the consent of the learned counsel appearing for the respective parties. The learned counsel appearing for the respondents waives notice.

4. Though the petitioner has raised different contentions in the above Writ Petition, after hearing the learned counsel appearing for the respective parties, we find that the petition can be conveniently disposed of by granting a limited relief to the petitioner.

5. Shri Nadkarni, learned counsel appearing for the petitioner has brought to our notice that the petitioner has filed an application dated 26.2.2015 based on the recognition by the Ministry of Youth Affairs and Sports, Government of India seeking recognition by the respondent no.1.

6. Shri Nigel Costafrias, learned counsel appearing for the respondent no. 2, however, disputes the validity of such recognition, as according to him, the respondent no.2 is the concerned Authorised Association in terms of law.

7. Without going into the merits of the rival contentions, as the issue with regard to recognition will have to be examined after

hearing the petitioner as well as the respondent no.2, we find it appropriate to dispose of the above Writ Petition, by directing the respondent no.1 to take a decision on the said application dated 26.2.2015 on its own merits after hearing the petitioner and the respondent no. 2 in accordance with law preferably within two months.

8. Needless to say that all the contentions of both the parties on merits are kept open. Any decision taken by the respondent no.1 shall be subject to any further orders that may be passed in the Writ Petition no.324/2015 filed by the respondent no. 2.

9. Rule stands disposed of accordingly.

K. L. WADANE,J.

F. M. REIS,J.

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