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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 4252/2016 & CM Appls. 17943-17944/2016

TAEKWONDO ASSOCIATION OF MAHARASHTRA (TAM)

AND ANR

..... Petitioners

Through: Mr. Mohit Mathur, Sr. Advocate with  
Mr. Swastik Singh and Mr. Atul Singh, Advs.

Versus

INDIAN OLYMPIC ASSOCIATION AND ORS..... Respondents

Through: Mr. Aditya Singh, Adv. for R-1

Ms. Geetanjali Sharma, Adv. for Mr. Bhupesh  
Narula, Adv. for R-2

**CORAM:**

**HON'BLE MR. JUSTICE MANMOHAN**

**ORDER**

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**17.05.2016**

The present writ petition has been filed challenging the order dated 06<sup>th</sup> May, 2016 passed by the Court Commissioner, Mr. Justice (Retd.) R.S. Sodhi. Petitioner further seeks a direction that names of petitioner No.2 and Mr. Sandeep Ombase, Secretary of petitioner No.1 be included in the list of electoral college.

It has been averred in the petition that respondent No. 2 had earlier filed a writ petition being WP(C) 2753/2016 and the same was disposed of vide order dated 30<sup>th</sup> March, 2016 whereby Justice (Retd.) R.S. Sodhi was appointed to finalise the electoral college for the election of the respondent No.1-Indian Olympic Association.

It has been further averred that the names of petitioner No.2 and Mr. Sandeep Ombase, Secretary of petitioner No.1 were included in the list of electoral college as decided by the learned Court Commissioner vide his order dated 04<sup>th</sup> May, 2016. It is, however, stated that the learned Court Commissioner has *suo motu* amended the order dated 04<sup>th</sup> May, 2016 and deleted name of petitioner No. 2 and the Secretary of petitioner No. 1 by the impugned order.

Learned senior counsel for the petitioners states that without any representation, learned Court Commissioner could not have amended his earlier order dated 04<sup>th</sup> May, 2016. He further states that the impugned order has been passed without giving any opportunity of hearing to the petitioners and therefore, the same is in violation of principles of natural justice.

Keeping in view the allegations of principles of natural justice and lack of jurisdiction to *suo motu* amend the order dated 04<sup>th</sup> May, 2016, this Court in accordance with the concept of a post-decisional hearing gives liberty to the petitioners to file an application for recall of the impugned order dated 06<sup>th</sup> May, 2016. In the event, such an application is filed by tomorrow, the Court Commissioner is directed to decide the same as expeditiously as possible but not later than 21<sup>st</sup> May, 2016 as the last date for nomination is 22<sup>nd</sup> May, 2016. The time for publication of list of authorized representatives of members is extended from 19<sup>th</sup> May, 2016 at 6 p.m. to 21<sup>st</sup> May, 2016 at 4 p.m.

With the observations and directions, the present writ petition and application stand disposed of.

Order dasti under the signature of the Court Master.

A copy of this order is directed to be communicated to the Court Commissioner as well as respondent Nos. 3 and 4 by learned counsel for the petitioner.

**MANMOHAN, J**

**MAY 17, 2016**  
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