



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.01.2022

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.NO.3627 OF 2014

AND

M.P.NO.1 OF 2014

The Tamil Nadu State Kho-Kho Association (Regd.)
Represented by its General Secretary,
K.Appavoo Pandian,
S/o.Kandiah,
Old No.56, New No.107,
L.B.Road, Thiruvanmiyur,
Chennai - 600 041.

... Petitioner

.Vs.

1. The Union of India,
Rep. by its Secretary,
The Ministry of Youth Affairs and Sports,
Room No.504, 'B',
Shasthri Bhavan,
New Delhi - 110 001.
2. The Indian Olympic Association,
Rep. by its Secretary General,
Mr.Randhir Singh,
Olympic Bhavan,
'B'-29, Qutub Institutional Area,
New Delhi - 110 016.
3. Kho-Kho Federation of India,
Rep. by its General Secretary,
Sampann Motors,
2820/19, Gurunanak Auto Market,
Kashmiri Gate,
Delhi - 110 006.

4. Rajeev Metha

5. Suresh Sharma

... Respondents



PRAYER:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a writ of Declaration, declaring that the election of the Office-bearers and the Members of the Executive Committee held in the Annual General Meeting of the Kho-Kho Federation of India held on 03-05-2013 at Lucknow, Uttar Pradesh as void and illegal.

For Petitioner : Mr.S.Mahimai Raj

O R D E R

The relief sought for in the present writ petition is to declare that the election of the Office-bearers and the Members of the Executive Committee held in the Annual General Meeting of the Kho-Kho Federation of India held on 03-05-2013 at Lucknow, Uttar Pradesh as void and illegal.

2. The Kho-Kho Association is a Society registered and its functions are based on the by-laws approved. In respect of the disputes in the matter of elections, the parties are bound to approach the competent Court of law for adjudication of disputed facts. Such trial natured adjudication cannot be undertaken in the writ proceedings under Article 226 of the Constitution of India. This apart, the Kho-Kho Association is not a 'State' within the meaning of Article 12 of the Constitution of India.

3. Thus, the writ petition is not entertainable. Further more, the writ petition is filed in the year 2013 and the duration of the elected Office bearers would have completed by this time as per the by-laws. It is for the petitioner to work out his remedy in the manner known to law.

4. With this liberty, the writ petition stands disposed of. No costs. consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

nti/gsk



To

1. The Secretary,
The Union of India,
The Ministry of Youth Affairs and Sports,
Room No.504, 'B',
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2. The Secretary General,
The Indian Olympic Association,
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PMK(CO)
PBS/31/01/2022