

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccsecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

Mr. Lalit K Modi
Chairman
IPL
Mumbai.

SHOW CAUSE NOTICE

Sir,

The President of BCCI has received a complaint from Rendezvous Sports World (UJV), the successful bidder for the Kochi Franchisee of IPL on 16th April 2010 making certain serious allegations against you.

It has also come to the notice of the President of BCCI that several contracts have been executed by you as the Chairman of IPL either without authority of the Governing Council of IPL or which have not been brought to the knowledge of the Governing Council.

The President, BCCI has been receiving messages and requests from senior Office bearers, Committee Members, highly reputed public figures,

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

renowned players and senior functionaries in the last few days expressing their anguish and concern at how the image of the BCCI and in turn, the game itself is being tarnished in the public eye due to your statements and alleged misdeeds.

Therefore, after due consultation with the President, BCCI and in exercise of the powers vested in me under Article 32 (iv) of the Rules and Regulations of the BCCI, I hereby issue to you this notice asking you to explain in writing your defense to each of the following charges:

I. IRREGULARITIES IN THE PROCESS OF FINALISING ORIGINAL FRANCHISE BIDS WHEREIN EIGHT FRANCHISES WERE AWARDED

Reports suggest that you have a proxy stake in three Franchisees of IPL. These franchisees are at Kolkata, Jaipur and Mohali. The Enforcement Directorate and Income Tax Department have apparently commenced investigations into the

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccsecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

corporate structure and share holding pattern of a few franchisees to find out more about the source of the funds used to win the respective bids and finance the respective operations. The share holding of some of these Franchisees is invested through the Mauritius route. Two of your relatives namely Mr. Suresh Chellaram, Mr. Gaurav & Mohit Burman have direct / indirect stake in Jaipur and Mohali franchisees. However, you have never made a declaration of this interest to the BCCI or the IPL Governing Council.

Not having declared your conflict of interest, you failed to point out the discrepancies as mentioned hereinafter while accepting the bid of the Rajasthan Royals. By this notice, you are called upon to explain your misconduct emanating from your prima facie conflict of interest in failing to point out the discrepancies in the bid vis-a-vis the agreement executed with the bidder i.e., Rajasthan Royals.

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

From the records available, it is found that you have not only violated the authority given by the Governing Council and have also not adhered to the ITT Terms in order to favour a franchisee as detailed below:

RAJASTHAN ROYALS:

- i) The bid document was collected by Emerging Media (IPL) Ltd., a company incorporated under the laws of United Kingdom and presented for scrutiny. From the bid document, we find in the Franchise Bid Form, the full name of the Bidder to be Emerging Media (IPL) Limited with address in London, represented by one Mr. Manoj Badale, Director.
- ii) In the letter of eligibility submitted by the said bidder dated 22.1.2008, the only share holder of the bidder is stated to be Mr. Manoj Kumar Badale. The bidder had disclosed a structure which was supposedly being finalized to arrive at an Indian operating company which would ultimately control

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

the bidder.

- iii) Supporting documents show that Emerging Media (IPL) Ltd., was originally incorporated as M/s. Intercede 2246 Limited on 23.11.2007 and there was only one share holder as on 19.11.2007 viz., M/s. Mitre House Nominees Limited, London. This company underwent change of name with effect from 11.1.2008 to be incorporated as Emerging Media (IPL) Ltd.
- iv) The bid submitted by the said company was approved by the Governing Council of IPL and you were authorized to execute the Franchise agreement. From the Franchise agreement, we find that it was executed by the BCCI with one M/s. Jaipur IPL Cricket Pvt. Ltd. It appears from the Register of Members of Jaipur IPL Cricket Pvt. Ltd. that there were only two share holders on 2.4.2008 when the Franchise agreement was signed and submitted. viz.,

1. Mr. Ranjit Barthakur
2. Mr. Fraser Castellino

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

It is evident that when the agreement was executed by the said bidder, Mr. Fraser Castellino was Chief Executive Officer and Signatory. Mr. Manoj Kumar Badale did not hold a single share in M/s. Jaipur IPL Cricket Pvt. Ltd.

- (v) The above details have been gathered from documents apparently submitted by the Franchisee subsequent to the agreement. It is obvious that the successful bidder viz., Emerging Media (IPL) Ltd., nor Mr. Manoj Kumar Badale had any connection with M/s. Jaipur IPL Cricket Pvt. Ltd. on the date of signing the Franchise agreement. Notwithstanding these facts, you have signed the agreement on 14.4.2008. You are well aware that as per the ITT for IPL, as per clause 2.3.2 (c), if a bidder had disclosed an agreement to form a joint venture which would operate the Franchise, all material details of the joint venture ought to be disclosed in the bid itself. In this case, Mr. Manoj Kumar Badale had not disclosed the name or share holding pattern of Jaipur IPL

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

Cricket Pvt. Ltd. in the bid. On the other hand, what was disclosed was an intention to incorporate an Indian operating company held by a Mauritian Holding Company, in turn held by Emerging Media (IPL) Ltd. The proposal envisaged dilution of Mr. Manoj Kumar Badale's purported 100% share holding in the bid company to two others. There appears to be a transfer of holding in breach of the obligations of the Franchisees with the BCCI

- vi) From these facts, it is evident that
- a) The bid of Mr. Manoj Kumar Badale on behalf of Emerging Media (IPL) Ltd. was accepted by the Governing Council on the basis of the bid documents disclosing Mr. Manoj Kumar Badale's 100% control over the company.
 - b) On the date of the submission of the bid Jaipur IPL Cricket Pvt. Ltd. was already incorporated with two share holders in India.

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

- c) Mr. Manoj Kumar Badale was not a subscriber even to Emerging Media (IPL) Ltd. when it was known as M/s. Intercede 2246 Ltd. The subscriber was M/s. Mitre House Nominees Ltd., London. Till date, there is no document evidencing Mr. Manoj Kumar Badale's interest in M/s. Emerging Media (IPL) Ltd.
- d) At any event, the Franchise agreement was signed with a rank stranger viz., Jaipur IPL Cricket Pvt. Ltd. in which neither Mr. Manoj Kumar Badale nor M/s. Emerging Media IPL Ltd. had any interest. The bidder was chosen by you rather than by an Auction.
- e) The mandate given by the Governing Council to sign the Franchise agreement with the successful bidder was thus violated by you.
- f) There was nothing to suggest the bidder was in any manner connected to the Franchisee and in fact the documents furnished subsequently show otherwise.

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

- vii) All these facts lead to a justifiable presumption that you had executed the Franchise agreement with Jaipur IPL Cricket Pvt. Ltd. only for collateral reasons and in violation of the terms of the tender document.

II. BID RIGGING:

- a) The BCCI has reason to believe that you are prima facie guilty of bid rigging. The circumstances indicate that you wanted to award the contracts for two additional franchisees i.e., to companies belonging to M/s. Videocon Group. and M/s. Adani Group. In order to achieve your predetermined object you drafted / got drafted the Invitation To Tender in order to include extremely onerous conditions which were disproportionate to the actual requirements for performance of the contract. The Board had already decided that all tender documents to be approved by Mr. I S Bindra, Mr. N. Srinivasan and yourself before being issued. However, you

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

have never shown the tender documents to either of them.

b) The IPL had been conducted for two years and it was clear that in order to perform the obligations under the contract a reasonable resource was required to be invested by each Franchisee. The mismatch between the expenditure and income in the first two years was nominal. This mismatch was likely to get corrected in the future years. Thus the Working Capital requirements of each Franchisee were nominal and in any case not more than Rs.200 Crores each year. Yet, you chose to include an onerous condition where the bidder was required to have to meet a minimum net worth criteria of not less than US \$ 1 Billion that is over Rs. 4500 Crores. Similarly you introduced a condition for deposit of Bank Guarantee by each bidder of Rs.460 Crores. These exorbitant, unreasonable and unnecessary conditions were introduced without the knowledge and approval of the Governing Council of the IPL. The object behind introduction

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

of these conditions was to prevent a large number of bidders from participating. There are not many Indian corporate entities which would have fulfilled these criteria. Amongst those eligible, some were not interested in bidding for IPL and some other were already amongst the eight existing franchisees. It has also been brought to the notice of the BCCI that subtle messages were sent to corporate entities who were eligible that they were unwelcome to bid and must stay away. Consequently by 5 pm on 5th March 2010 only two bids were received. These bids were not received at the office of the IPL but were received by you personally and kept in your personal possession. The reserve price for the said bidding was US\$ 225 Million. Since the bids were in your personal possession and not in the office of the IPL there were possibilities of the bids being tampered with subsequent to submission. On 7th March, 2010 the Governing Council of the IPL on the basis of the analysis of

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

the factual situation, which included collusive bidding and bid rigging decided to cancel the said bidding process after the President, BCCI pointed out the irregularities in detail. In order to obviate any possibility of bid rigging or collusive bidding in future, the Governing Council on 7th March 2010 decided to assert fair and transparent procedure. Under the said procedure, the fresh bids were to be submitted in the Meeting of the Governing Council on 21st March 2010 at 10.00 a.m. at Hotel ITC Park Sheraton at Chennai. All onerous conditions were removed. It was further decided that the bids would be received by the entire Governing Council in the presence of all bidders who would be present in person. The successful bidders would be declared in the presence of entire Governing Council and bidders and letters of acceptance would be issued to them simultaneously. The President, BCCI advised you to maintain an arms length distance from the bidding process and not interfere in the

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

same.

- c) The above facts prima facie indicate that you attempted to rig the bidding in the manner indicated above and award the contract to two parties pre determined by you. It was only the two parties viz., M/s. Videocon Group and M/s. Adani Group who bid in the time period prescribed. By restricting the number of bidders through this process you attempted to cause a loss to the BCCI.

III. ARM TWISTING THE SUCCESSFUL BIDDER :

On 21st March 2010, the bidding process declared M/s. Sahara Adventure Sports Group and M/s. Rendezvous Sports World (UJV) (RSW for short) as the two successful bidders. The bidders in whose favour you had attempted to rig the bids in the earlier round came 3rd and 4th respectively. You thus chose RSW for the purposes of arm twisting them into defaulting so that they could exit despite being a successful bidder and the bid be awarded

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

possibly to some other person of your Choice. In order to achieve this, you prima facie committed the following acts:

- Even though you signed the Agreement with Sahara Adventure Sports, you did not execute the agreement with RSW. When RSW approached you for signing the agreement, the signing of the document was avoided on one pretext or the other which included amongst others the quality of the paper in which the agreement was typed. This fact was personally complained about by RSW to the BCCI President. Even when BCCI President categorically directed you and the COO of the IPL to execute the agreement you continued to defer signing the agreement by raising flimsy grounds.
- When representatives of RSW met you, you attempted to persuade them to give up their rights under the franchise so that another eligible bidder could stake a claim for an alternative city. You attempted to dissuade them from

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

continuing with the franchise by informing them that in case they persisted with their contractual rights, you would remove the player spending cap for season 4 and send the player cost spiraling. You would ensure through PIL and environmental litigation that the construction of the Kochi stadium would be delayed. You would assign them remote and unfeasible locations such as Guwahati and Bhiwani to play the matches till such time the Kochi stadium was built. In order to discourage them you informed them that you would introduce a player retention policy that would allow the existing franchisee to retain upto 6 existing players and thus reduce the opportunity of hiring players. All these facts have been complained by the Kochi Franchisee to the BCCI President in writing.

- Finally, under directive of the BCCI President when the contract with the Kochi Franchisee had to be signed, you unilaterally decided to enter into a confrontation with the

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

Kochi Franchisee by making public a list of their shareholders even though the same practice had not been followed for the past three years in relation to the existing franchisees.

- A conspectus of the above facts, prima facie shows that you wanted to award the two additional franchises to two parties whose name you predetermined. For this you indulged in bid rigging and collusive bidding. You kept all relevant documents in your personal custody rather than create a transparent institutional mechanism. You introduced disproportionate unnecessary and near impossible conditions, Once the Governing Council asserted its authority and cancelled the procedure and introduced a transparent bidding procedure you appeared unhappy that your two preferred candidates were unsuccessful. You thus started arm twisting one bidder viz., RSW and indulged in a conduct which hurt the credibility and image of the BCCI.

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

Prima facie, your conduct above if found true, amounts to a serious misconduct.

IV IPL MEDIA RIGHTS

A) TELEVISION RIGHTS

Various news reports of "Facilitation Fee" having been paid at the cost of the BCCI to secure media rights have surfaced in the last few days and from copies of various agreements available with BCCI office, the following startling facts emerge:

1. The ITT for Media Right specified in Clause 2.4 the eligibility to bid. The area of business of the bidder should comprise of being broadcaster and / or marketing agency, both term being defined in the ITT itself. Consortium bids are permitted as per Clause 2.4.3 provided each member of the Consortium is jointly and severally liable for the acts of each Member.
2. The agreement is signed on 21.1.08 between BCCI and WSG (India) Pvt. Ltd., for all countries of the world excluding Indian Sub-

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

continent for a period of ten years. Another agreement is signed on the same day between BCCI and MSM Satellite (Singapore) Pte. Ltd. (Sony) in respect of Indian Sub continent rights for a period of five years. If the term is not extended, the Indian sub-continent right shall remain with WSG (India) Pvt. Ltd., as per clause 2.1 (ii) of the agreement with WSG (India) Pvt. Ltd.

3. On 14.3.09, the contract with MSM (Singapore) Pte. Ltd. is terminated citing breach of contract. On 15.3.2009 you on behalf of BCCI terminate the agreement dated 21.1.2008 with WSG (India) Pvt. Ltd. Further this agreement records that for good and valuable consideration the original contract with WSG (India) Pvt. Ltd. is mutually terminated to enable WSG (India) Pvt. Ltd., or WSG (Mauritius) Pvt. Ltd to enter into new Media Rights agreements with BCCI. It is also specified that there was urgency for BCCI due to proximity of 2009 IPL season and that in the interest of stake holders, BCCI wished to execute new Media Rights agreement on an expedited basis.

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

4. On the same day, i.e., 15.3.09, another agreement is signed with WSG Mauritius Pvt. Ltd., for the period 2009-17 for Indian Sub continent rights. This contract has an unusual clause 13.1 specifying that if the Licensee does not sub-license within 72 hours, the right would revert back to BCCI.
5. WSG Mauritius is given extension of time till 21.3.09 to find sub-licensee by means of a letter issued by you dated 17.3.09. Another similar extension letter dated 20.3.2009 is given extending the time till 24.3.09.
6. On 25-3-2009 WSG (Mauritius) Limited writes to you that their agreement dated 15-3-2009 for Media Rights for Indian Sub-continent had lapsed and they don't have any objection to BCCI dealing with anyone else subject to the ROW agreement with WSG (India) Pvt. Ltd. dated 25.3.09.
7. On the same day i.e., 25-3-2009, an agreement was signed with WSG (India) Pvt. Ltd. for media rights for territory of Rest Of the World (ROW).

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

8. Fresh agreements are signed on 25.3.09 with WSG (India) Pvt. Ltd., and MSM Satellite (Singapore) Pte. Limited (Sony) for Media Rights. In the agreement with Sony, the term WSG Agreement has been defined as the agreement between WSG Mauritius and Sony entered into around the same date and "WSG Notice" has been defined as written notice from WSG to BCCI that Sony has failed to make payment or provide a Bank Guarantee in accordance with the terms of the WSG agreement. Clause 10.4 of the agreement states that upon receipt of WSG notice, the Licensor may immediately terminate the agreement with Sony if the breach of "WSG agreement" is not remedied.
9. None of the above developments are recorded in any of the meetings of Governing Council.
10. In an emergent meeting of the Working Committee of BCCI held on Sunday, 22nd March 09 at Cricket Centre, Mumbai, you have informed the members of the following facts only:
 - a. That IPL terminated the contract with Sony (MSM Satellite

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

Singapore Pte. Ltd.)

- b. The total contracted revenue of IPL till then was Rs. 9068 Crores.
 - c. That immediately after termination, a fresh agreement had been signed with "WSG".
 - d. The value of the revised contract was Rs. 14,068 Crores over 9 years, an increase of Rs. 5,000 Cr.
 - e. That Sony has agreed to match the amount which WSG has agreed to pay BCCI.
 - f. Out of Court settlement had been reached with Sony effective 6.30 a.m. next day.
11. It is the matter of great concern that you have failed to inform the Governing Council of IPL or the Working Committee of the BCCI that you had the knowledge of the agreement between WSG Mauritius and Sony under which the former was due to receive payment as part of the deal enabling Sony to take back the Media rights for the Indian Subcontinent. Not only have you deliberately concealed the fact, you

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

have also unauthorisedly placed an obligation on the BCCI to terminate the agreement in case Sony failed to pay WSG Mauritius the "Facilitation Fee". This agreement was never placed before the Governing Council of IPL nor the Working Committee of the BCCI and to our shock, we find that all along you have not only been aware of payment of a commission of several crores of Rupees to WSG Mauritius but also you have made the BCCI practically guarantee that such payment is made. By this act, you have destroyed even the slightest degree of legitimacy that can be attached to your actions as the Chairman of the IPL. You have abused your position to meet your personal ends. These startling facts have emerged in the last few days in the course of gathering information concerning various contracts executed by you.

12. The above sequence of events prima facie leads to the conclusion that:

- a) Even before WSG Mauritius Pvt. Ltd. ceded their rights to BCCI, you had knowledge of the Sony offer to match WSG Mauritius

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

Pvt. Ltd. This obviously means you have been negotiating with Sony all along while WSG Mauritius Pvt. Ltd. had been granted the media rights.

- b) WSG Mauritius Pvt. Ltd., appears to have been chosen against WSG India Pvt. Ltd. to enter with the 72 hour validity contract dated 15.3.09 since in any case this contract was by mutual decision never to be implemented and WSG (Mauritius) Pvt. Ltd., was meant to be a conduit for receipt of "facilitation fee". WSG (Mauritius) Pvt. Ltd. was a totally unknown entity and no documents are available on record to show that this entity qualified the criteria under clause 2.4 of the ITT.
- c) The entire exercise of having WSG Mauritius Pvt. Ltd. as a Licensee of Media Rights with an obligation to sub-license within 72 hours appears to be a ruse to bait Sony to match a practically non existing and bogus bid. Instead of going for a fresh tender process on termination of the WSG contract, you have taken upon yourself to negotiate with select parties without



THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

even knowing the value of the property belonging to BCCI only to enable the payment of "Facilitation Fee" by Sony.

- d) The letter of extension dated 20.4.2009 offered to WSG Mauritius throws suspicion on your claim to the Working Committee on 22.3.2009 that Sony has matched the bid of WSG since on that day the contract was still with WSG Mauritius and they had to find a sub-licensee before 25.3.09. Therefore the letters of extension appears to have been issued by you only after finalizing the matching bid of Sony to cover this period 16.3.2009 to 24.3.2009 when the WSG (Mauritius) agreement would have deemed to have lapsed. If the extension letters were in place on 22.3.2009 or earlier, there was no reason to inform the BCCI members that Sony had already matched WSG Mauritius and won back the Indian Sub Continent media rights. Moreover the extension letter dated 20.4.2009 clearly recognizes efforts being made by WSG to convince Sony to take up the contract as Sub-licensee.

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

- e) A fair and transparent tender process would have eliminated the need for putting up a bogus Licensee with an non-existent bid to be matched by a defaulting Licensee who has already suffered termination.
- f) Reports suggest Sony (MSM Satellite (Singapore) Pte. Ltd.) paid out "facilitation fee" of US\$ 80 Million to WSG Mauritius Pvt. Ltd. for the latter to cede its rights back to BCCI. A mere reading of the contract of BCCI with WSG Mauritius Pvt Ltd. would have shown it was not worth the paper it was written on. You would have been fully aware of the negotiations between Sony and WSG since you knew of this matching bid by Sony 3 days even before surrender of rights by WSG Mauritius Pvt. Ltd.
- g) The sum of US\$ 80 Million appears to be the ascertainable and evident loss to BCCI since the said sum is relatable "good and valuable consideration" figuring in the agreement of termination dated 15.3.09 based on which WSG Mauritius, an unknown entity without any history of doing media business was given

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

the media rights after termination of Indian Sub-continent rights for 2009-17.

- h) It is feared that BCCI may have lost much more due to the manipulative process of selective bidding permitted by you to market the rights by re-negotiating with a known defaulter, that too with the knowledge that US\$ 80 Million had changed hands to facilitate the process.

B. INTERNET RIGHTS

1. On 16.4.2008, one Live Current Media Inc., Canada (LCM) has signed an MOU with you purportedly representing the BCCI to build, operate and promote "BCCI.TV", the official website of BCCI. As per the MOU, the BCCI purportedly granted to the License exclusive and non-exclusive rights to digital cricket matter content. It appears that this ITT was for a period of 5 years whereas the contract was for 10 years.

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

2. This MOU has dealt with rights already committed to Nimbus with whom BCCI has an ongoing contract for coverage of Live feed. In the MOU Live Current Media was given the right to broadcast the coverage of India games live over the internet as per clause 3.2.(vi). On account of the objection raised by Nimbus, the above contract was not performed by BCCI and amounts due to BCCI were not paid.
3. You have signed another MOU with Live Current Media, Canada on 16.4.08 to build, operate and promote this official website of IPL.
4. By a Novation agreement dated 31.3.2009 between Live Current Media Inc., (LCM) Global Cricket Ventures Pte. Ltd., Singapore (GCVS) and BCCI, the rights to operate the IPL official website was assigned to GCV on condition that GCVS pay BCCI the balance sum of USD 750,000 by 31.7.2009 due under the MOU between BCCI and LCM for the BCCI website rights. This novation agreement recorded the termination of the said MOU for BCCI website and related rights. A separate termination

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

agreement was also signed the same day for ceding the BCCI internet rights by LCM.

5. In the novation agreement dated 31.3.2009 entered with GCVS, as per clause 4.12, GCVS can assign the rights to a company which is to be incorporated under the laws of Mauritius without the need to obtain consent of BCCI. On 14.7.2009, GCVS has intimated BCCI that the rights stood assigned to Global Cricket Ventures (Mauritius) without any further details of the assignee or its Management.
6. From news reports and information available in public domain, it appears that your step Son-in-Law Mr. Gaurav Burman, is the Managing Partner of Elephant Capital, an UK listed Company. Elephant Capital had taken a 50% equity stake in GCV Mauritius, the corporate entity which now controls the internet rights of IPL Games.
7. At no point in time were the members of the Governing Council of IPL or the Working Committee of the BCCI informed of your son-

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

in-law having a direct interest in the GCV Mauritius. Disclosure of interest is something fundamental to good governance and the BCCI may not have had objection to your relatives having an interest in the Board's properties provided a full and frank disclosure had been made. Now it appears as if you did not want to disclose the interest of Mr. Gaurav Burman for ulterior reasons. You appear to have allowed without any justification, inclusion of a clause in the novation agreement permitting GCVS to assign its rights to GCV Mauritius to favour this person holding controlling interest in Elephant Capital, the investor behind GCV Mauritius.

V. MISCONDUCT, ACTIONS AGAINST THE INTERESTS OF THE BCCI

1. The records that are available in the office of BCCI and IPL at the Cricket Centre, Wankhede Stadium is incomplete. This show cause notice is being issued to you on the basis of the available documents. I have reason to believe that lot of



THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

documents relating to these transactions are kept by you in your office or in your camp office operating from the Four Season Hotel. Some of the documents which are required for the purpose of issuing this notice are currently in the possession of revenue authorities as a result of survey and search conducted in the office of BCCI and IPL and several other places. Thus if any additions corrections are required upon discover and availability of relevant documents the same shall be communicated to you.

2. On 11th of April 2010, when you disclosed the name of the share holder of Kochi Franchise on twitter, a communication was sent on behalf of the franchisee by one of its parter Mr On 11th April 2010 President, BCCI received a communication from one of the partners of RSW, Mr. Venugopal communicating that there was a serious breach of confidentiality clause committed by you by disclosing the

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

names of the share holders of the Kochi Franchisee. On the same day immediately, after receiving the communication the president BCCI communicated to you that if at all you had any grievances you are entitled to raise them at the Governing Council and till the issues are discussed at the GC, you should not make any public statements on this issue. In spite of the clear directives from the President, you continued to give interviews to the Media Channels making allegations against various persons resulting in bringing the Board in disrepute. On 14th of April, 2010, you sent a mail to the President and a member of the Governing Council stating therein that the names of all the share holders of the existing franchisees should also be disclosed. To the said mail, the President replied that the issue is complex and needs discussion and it also involves legal implications and as such can be considered at the GC Meeting where all documents and papers are available. This view was

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

supported by the other members of the GC and you also agreed by saying "Will do the same". During the present controversy you selectively leaked, your communication dated 14th and the President communication dated 15th of April so as to project that you were willing to disclose the names of the partners of the existing franchisee however you were prohibited by the President do so.

3. On 19th April 2010 the President communicated to you that in view of the present situation, it is necessary to convene an emergent Governing Council Meeting and the same should be convened on 26th of April 2010 at the Board office in Mumbai. You took no action for two days as a result of which, the President directed the secretary to convene the meeting. On 21st of April 2010 after the notice of the meeting was issued by the secretary, you objected to the secretary convening the meeting and a trail of the mails between you and the president is also entered. You leaked the entire trail



THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.
TEL : 091-044-28524004 (Off)
TELE FAX : 091-044-42663555
MOBILE : 09841090122
nsbccisecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

of Communication to the media resulting in disclosing the internal communications to the public thereby bringing the BCCI into controversy because of your confrontationalist stand. You again on 24th of April put on twitter that you are being pressurized by the BCCI to resign but you are not going to resign and would expose the members who are bringing the game into disrepute after the IPL final is over. By this action, you tried to threaten the members of the BCCI and further create a controversy and gave an opportunity to the public to speculate regarding the functioning of the BCCI and thereby brought the BCCI in disrepute.

By all of your above actions you appear to have committed grave misconduct and furthermore, brought the BCCI to disrepute. You appear to have deliberately brought the spotlight on yourself at the cost of sacrificing the institution. The above instances of your misdeeds are enumerated on the basis of preliminary checks carried out in the BCCI records.

THE BOARD OF CONTROL FOR CRICKET IN INDIA



Honorary Secretary's Office
The Tamil Nadu Cricket Association
M A Chidambaram Stadium
Victoria Hostel Road, Chepauk,
Chennai 600 005. INDIA.

TEL : 091-044-28524004 (Off)

TELE FAX : 091-044-42663555

MOBILE : 09841090122

nsbccsecretary@yahoo.co.in

N. Srinivasan
(HONORARY SECRETARY)

Honorary Secretary's Office

You are therefore, called upon to answer the above charges in writing within 15 days of receipt of the notice failing which, it will be presumed that you do not have any explanation to offer and further proceedings will follow as per BCCI rules and regulations.

N Srinivasan
Hon. Secretary