

Case No. 8 (OMB) of 2025.

Re: “Complaint against Mr. Debabrata Das, Office Bearer, CAB for unethical conduct, abuse of position, and monetary inducement under the pretext of securing selection of my son in CAB club tournaments and Bengal Pro T20 Tournament” complaint submitted by Mr. Arunabha Mandal.

Present:-

For Mr. Debabrata Das.

Mr. Debabrata Das appearing in person.

Mr. Suvhasish Sengupta, Ld. Advocate.

Mr. Debmalaya Ghosal, Advocate.

Mrs. Subhra Das, Advocate.

Mr. Sourath Nath Dutt.

Mr. Abhrajit Roy Chowdhury, Advocate.

For Complainants

Mr. Dipak Ranjan Mukherjee, Advocate.

For Town Club

Bishakh Kumar Ghosh, President of Town Club.

Order No. 18 Dated 8th August, 2026.

Re: Application for impleadment of the General

Secretary of Town Club as a necessary party.

The above application was filed by one Mr. Debanik Das describing himself as the General Secretary of the Town Club.

Heard the Ld. Counsel for the parties.

The applicant happens to be the son of Shri Debabrata Das against whom serious allegations have been made by Dr. Arunabha Mandal for accepting more than one crore rupees with an assurance that he would secure selection for the son of the complainant in various CAB league tournaments as well as the Bengal State Team. It is alleged by the complainant that since Shri Debabrata Das was /is closely associated with CAB and Town Club and was occupying key position in both the aforesaid Clubs, the complainant, by relying upon the assurance given by Shri Debabrata Das, paid the said money to Shri Debabrata Das, who ultimately did not fulfil his assurance and as such, the present complaint was submitted before the Apex Committee of CAB. Which is ultimately placed before the Undersigned for consideration.

Town Club represented by the President, made identical complaint against Shri Debabrata Das. It was stated in the said complaint that not only Mr. Soumyadeep Mandal, the son of Dr. Arunabha Mandal was deceived but several other players were also deceived in identical way by Shri Debabrata Das, by using his position and power in both the Clubs.

Thus, both the above complaints were made almost in identical way against Shri Debabrata Das. No allegation was made against any of the above named complainants against the activities of the Town Club involving its reputation.

Mr. Debanik Das being the son of Shri Debabrata Das had shown his anxieties earlier before the Undersigned even before submission of the present application seeking his addition as a party in this proceeding. Earlier he submitted a letter describing himself as the General Secretary of the Town Club, intimating the Undersigned that Town Club had withdrawn the complaint made against Shri Debabrata Das. As such, the complaint which was made against Shri Debabrata Das by the Town Club, need not be considered by the Undersigned.

A dispute as to his locus to submit such a letter before the Undersigned was raised by the President of the Town Club. He stated that Mr. Debanik Das was not the General Secretary of the Club on the day when he issued the said letter and forwarded the same to the Undersigned. It was further stated by him that the resignation which was submitted by Mr. Debanik Das was not only accepted by the President even before issuance of the said letter by Mr. Debanik Das to the Undersigned but also the same was subsequently ratified by the Club Committee. As such, Shri Debabrata Das ceased to be the General Secretary of the Club w.e.f. the date when his resignation was accepted by the Club on 23rd May, 2026.

Considering the above submission on the Undersigned refused to act upon the said letter allegedly issued by the Mr. Debanik Das describing himself as General Secretary of the Town Club. Interesting to note here even the said letter of Mr. Debanik Das was not written and /or printed on the letter head of Town Club. No official seal was used showing that he issued the said letter in the capacity of the General Secretary

of the Club. No proof has been submitted in support of his claim that he was the General Secretary of the Town Club on the day when he issued the said letter. Even nothing has been produced by him to show that he is still the General Secretary of the club.

It is only thereafter, when a date was fixed for cross-examination of Shri Debabrata Das by the Ld. Advocate of Complainant Dr. Arunabha Mandal, Mr. Debanik Das has come forward with the present application seeking his addition as party in this proceeding on the pretext that he is seriously interested to protect the image of the Town Club and also to assist the Undersigned to come to a logical conclusion by rejecting the complaints made by Dr. Mandal as well as by Town Club against Shri Debabrata Das.

Ld. Advocate appearing for Mr. Debanik Das, informs the Undersigned that his client has already filed a civil suit before a Court of Competent Jurisdiction seeking declaration of the right of Mr. Debanik Das in relation to Town Club amongst other incidental reliefs and the said suit is still pending.

It is well settled that the Civil Court is the competent Court to declare this status of the plaintiff upon adjudication of the rival claims of the parties. The status of Mr. Debanik Das with reference to the Town Club has not yet been decided and/or declared by the Civil Court. As such, Mr. Debanik Das cannot now claim himself to be the General Secretary of Town Club. The President of the Town Club has disputed the above contention of Mr. Debanik Das by claiming that he is no longer the General secretary of the club, as such he cannot represent the club any more. President of Town Club informs the Undersigned that the Club has not withdrawn the complaint against Shri Debabrata Das as the Club intends to proceed with the same. Such a dispute between two Officials of a Club is not amenable to the Jurisdiction of the Undersigned.

Interesting to note here that though he described himself as the General Secretary of the Town Club in the caption of the application but in the affidavit part he has not described himself as the General Secretary of the Club. He affirmed the affidavit in his personal capacity and not as General Secretary of the Club. Even the affidavit is defective as the jurat portion of the said affidavit still remains blank as he did not

mention as to which part of the pleadings are true to his knowledge and which part of the pleadings are his submission before the Undersigned.

It is alleged in the said application that since the alleged incidents occurred at a point time when he was the General Secretary of the Town Club, he is the best person to assist the Undersigned to resolve the present dispute. It is also alleged by him that since the alleged incident occurred at a point of time when he was the General Secretary of the Town Club, it is he who is the best person to disprove the allegation against the Town Club so that its reputation is not affected.

Be it noted here, that in none of the above referred complaints, any allegation was made against Town Club involving its reputation. All allegations were made against Shri Debabrata Das, who allegedly by exercising his position in both CAB and the Town Club realized money from the young players with the assurance of creating a berth for them in various CAB league Tournaments as well as the Bengal State Team.

Since such an allegation was made against Shri Debabrata Das, he alone will have to fight out the complaint made by the complainants.

The applicant viz. Mr. Debanik Das has no locus to be involved in these proceedings as neither any allegation is made against him nor any relief is claimed against him by any of the above complainants. If the merit of the present application is considered from a different angle, i.e. by accepting that there is rivalry between the President and the Secretary of the Town Club, still then the application of Mr. Debanik Das cannot be entertained as it is not the appropriate forum to sort out any dispute between two rival groups of any club, even though it is affiliated with CAB.

Since the complaint of the Town Club is duly presented and the Town Club is also represented by the President of the Club, the presence of Mr. Debanik Das, the so-called self designed General Secretary of the club is not necessary to resolve the present dispute.

The present application has been submitted by the applicant only to delay the progress of the proceedings and also to guide the Undersigned to a wrong direction.

Though the Undersigned feels the anxieties of the applicant, still the Undersigned is really helpless to help him in the way, he desired. The applications submitted the applicant is dismissed.

**Re: Hearing of the complaints submitted by the
complainants against Mr. Debabrata Das.**

Shri Debabrata Das is examined by Mr. Ghosal, Ld. Advocate of the respondent. The affidavit of evidence of Shri Debabrata Das is formally proved and the same was kept with the record.

Shri Debabrata Das was cross examined by the Ld. Advocate of the complainant, Mr. Mukherjee. Since cross-examination of Shri Debabrata Das is yet to be concluded, he will be further cross examined on the following two days: -

- (i) **25th August, 2026 at 7:30 p.m.** Venue will remain the same.
- (ii) **29th August, 2026 at 5:00 p.m.** Venue will remain the same.

CAB is directed to communicate this order to all concerned, at the earliest.

Sd/-
Justice Jyotirmay Bhattacharya
Former Chief Justice, High Court at Calcutta,
Presently Ombudsman, Cricket Association of Bengal.