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

CNR No. DLHC010395942026

+ **W.P.(C) 12313/2026**

M/S SK BUSINESS SOLUTION INC.

.....Petitioner

Through: Mr. Prashant Vaxish, Mr. Pranav Raj
Singh, Mr. Sushmit Chauhan and Mr.
Anant Atttri, Advocates

versus

**MAHANAGAR TELEPHONE NIGAM LIMITED
& ORS.**

.....Respondents

Through: Mr. Arun Sanwal, Advocate

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

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24.08.2026

CM APPL. 56999/2026 (exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

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3. By way of the present petition, the petitioner is seeking following prayers:

- “(a) Issue an appropriate writ, order(s) or direction(s) to the respondents for the impugned, malafide and arbitrary actions against the petitioner.
- b) Issue an appropriate writ, order or direction, preferably in the nature of Mandamus, directing the Respondents to act in a fair, transparent and non-discriminatory manner and to provide equal and fair allocation of work/business opportunities to the Petitioner in terms of



the Agreement dated 03.09.2021 executed between the parties;

- c) Issue an appropriate writ, order or direction declaring the arbitrary reduction/denial of work allocation and discriminatory treatment meted out to the Petitioner by the Respondents as illegal, arbitrary, mala fide and violative of Articles 14 and 21 of the Constitution of India;
- d) Issue an appropriate writ, order or direction to the Respondent No.1 to compensate for the losses suffered by the Petitioner due to the arbitrary and malafide actions of the Respondent No.1.
- e) Issue an appropriate writ, order or direction directing the Respondents to consider and decide the representations, emails and grievances submitted by the Petitioner regarding discriminatory treatment, operational difficulties, delayed payments and business allocation in a fair and time-bound manner.”

4. Issue notice. The learned counsel appearing on advance notice on behalf of respondents.

5. Briefly stated, the facts of the present case are that the petitioner is a partnership firm engaged in telecom services and was appointed as a Revenue Sharing Partner (hereafter ‘RSP’) by MTNL under an agreement dated 03.09.2021, valid for 10 years. It is stated that the petitioner had made substantial investments in FTTH infrastructure, equipment, manpower and network development. It is stated that one of its partners, Mr. Shyam Sundar Malik, is a person with disability. It is alleged that despite satisfactory performance, MTNL gradually reduced its allocation of work and customers and failed to provide necessary customer/migration data. Its connections consequently reduced from about 3,200 to 700. It is further alleged that similarly placed vendors continued to receive work, while it was subjected to discriminatory treatment, delayed payments and arbitrary deductions. The petitioner had also suffered substantial losses on infrastructure installed at Jagannath Mandir and claims that its total losses from 2022-23 to 2025-26 are about ₹29.50 lakh. It is alleged that repeated representations and RTI



applications seeking clarification and remedial action are not properly addressed, therefore, the petitioner has challenged MTNL's conduct as arbitrary and discriminatory, despite MTNL being a State instrumentality.

6. After hearing learned counsels appearing on behalf of the parties and in view of the issue involved in the instant petition, this Court finds it appropriate to direct that the present petition filed before this Court be treated as a representation on behalf of the petitioner, and the respondents are directed to decide the same, in addition to any other representations that the petitioner may file, within a period of four weeks from date, under intimation to the petitioner herein.

7. In above terms, the present petition stands disposed of.

8. In case of any further grievance, the petitioner will be at liberty to approach this Court, by filing fresh writ petition.

9. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

AUGUST 24, 2026/ns

vs