

CWP No.11812 of 2015

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.11812 of 2015

Date of Decision: July 08, 2015

Mukesh Gulia

...Petitioner

Versus

Union of India & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Bhupinder Ghanghas, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (Oral):

Petitioner has approached this Court praying for issuance of a writ of mandamus directing respondents 1 to 3 to take appropriate action against respondent No.4 for continuously violating the order dated 04.05.2015 (Annexure P-3) passed by the Sub-Divisional Magistrare, Bhiwani.

Perusal of the said order indicates that the Sub-Divisional Magistrate, Bhiwani, had stated therein that legal action will be taken against respondent No.4, according to the Cable Television Networks (Regulation) Act, 1995. Despite putting a candid query to the counsel for the petitioner as to who is the Competent Authority to initiate and take action against respondent No.4, counsel for the petitioner has only referred to Section 16 of the Cable Television Networks (Regulation) Act, 1995 which prescribes punishment for contravention of the provisions of this Act. Counsel is unable to inform the Court as to what is the procedure and who is the

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Competent Authority to take action as per the provisions of the Act.

In the light of the above, the contention as raised by the counsel for the petitioner in the present writ petition, cannot be accepted, especially when the counsel is unable to satisfy the Court that as to how the order dated 04.05.2015 passed by the Sub-Divisional Magistrate, Bhiwani, was in accordance with law.

The present writ petition, therefore, stands dismissed.

July 08, 2015
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE