



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.11.2016

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

Writ Petition (MD) No.729 and 776 of 2015
and

M.P.(MD)No.1 and 2 of 2015
in W.P.(MD)No.729 of 2015

and
M.P. 1 of 2015
in W.P.(MD)No.776 of 2015

W.P. (MD)No.729 of 2015

Jothi Pass,

... Petitioner

Vs.

1. The Managing Director,
Tamil Nadu ARASU Cable T.V. Corporation Ltd.,
Dugar Towers,
34/123, 6th floor,
Egmore,
Chennai-600 008.

2. The General Manager,
Tamil Nadu Arasu Cable TV Corporation Ltd.,
Dugar Towers,
34/123, 6th floor,
Marshalls Road, Egmore,
Chennai-600 008.

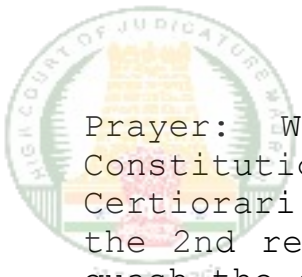
3. The Chairman,
Tamil Nadu Arasu Cable TV Corporation Ltd.,
Dugar Towers,
34/123, 6th floor,
Marshalls Road,
Egmore,
Chennai-600 008.

4. The Special Tahsildar,
Tamil Nadu Arasu Cable TV Corporation Ltd,
Poombugar Buildings,
Thirunelveli - 627 001.

<https://hcservices.ecourts.gov.in/hcservices/>

5. T. Pandiyan,

... Respondents



Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorari calling for the records relating to the notice sent by the 2nd respondent vide No. 007461/tnv/2014/773 dated 06.06.2014 quash the same.

WEB COPY

W.P. (MD) No. 776 of 2015

M. Paramasivam

... Petitioner

Vs.

1. The General Manager,
TamilNadu Arasu Cable TV Corporation Ltd.,
Dugar Towers,
34(123) 6th Floor,
Marshalls Road,
Egmore, Chennai- 600008.

2. The Managing Director
TamilNadu Arasu Cable TV corporation
Dugar Towers 34(123) 6th Floor,
Marshalls Road,
Egmore.

3. The Special Tahsildhar,
TamilNadu Arasu Cable TV corporation,
Collectorate,
Komarapallam,
Thoothukudi.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorari calling for the records relating to the impugned Notice No. 007461/tut/2014/22 dated 06.06.2014 sent by the first respondent, and quash the same.

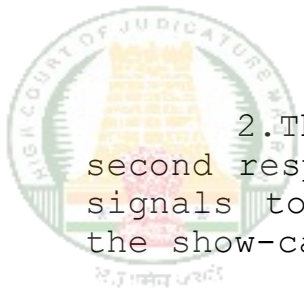
in both petitions

For Petitioner
For Respondents

: Ms.A. Hafiza
: Mr.Abdul Saleem for
Mr.S.Satheesh Kumar
for R-1 to 4
Mr. R. Anand for R5

COMMON ORDER

Challenging the show cause notice issued by the first respondent and second respondents respectively/Tamil Nadu Arasu Cable TV Corporation Limited, dated 06.06.2014, for collecting the subscription amounts, these writ petitions have been filed.



2. The grievance of the petitioners is that the first and second respondents, without considering the actual date of giving signals to Local Cable TV Operators (LCOs), mechanically issued the show-cause notice.

3. Mr. Abdul Saleem, learned Standing counsel appearing for the respondents/Arasu Cable TV Corporation fairly submitted that the petitioners can approach the Special Tahsildar, Tamil Nadu Arasu Cable TV Corporation Limited and produce the relevant records to establish the correct date of receipt of signals from the respondents and also submit all other relevant records before the respondents, enabling him to consider the objections of the petitioners.

4. In view of the above submission made by the learned Standing Counsel for the respondents, the petitioners are directed to approach the concerned Special Tahsildar, Tamil Nadu Arasu Cable TV Corporation Limited and submit relevant records, along with their objections. On receipt of such objections and relevant records, the Special Tahsildar, Tamil Nadu Arasu Cable TV Corporation Limited is directed to conduct an enquiry and consider all the materials filed by the petitioners and pass suitable orders on merits and in accordance with law within a period of six weeks from the date of receipt of a copy of this order. Till then, the interim order, if any, already granted is extended.

5. Accordingly, these writ petitions are disposed of. Consequently, connected miscellaneous petitions are closed. No costs.

Sd/-

Assistant Registrar(Writs)

/True copy/

Sub Assistant Registrar

To

1. The Managing Director,
Tamil Nadu ARASU Cable T.V. Corporation Ltd.,
Dugar Towers,
34/123, 6th floor,
Egmore,
Chennai-600 008.

2. The General Manager,
Tamil Nadu Arasu Cable TV Corporation Ltd.,
Dugar Towers,
34/123, 6th floor,
Marshall's Road, Egmore,
Chennai-600 008.



3. The Chairman,
Tamil Nadu Arasu Cable TV Corporation Ltd.,
Dugar Towers,
34/123, 6th floor,
Marshall's Road,
Egmore,
Chennai-600 008.

4. The Special Tahsildar,
Tamil Nadu Arasu Cable TV Corporation Ltd,
Poombugar Buildings,
Thirunelveli - 627 001.

5. The Special Tahsildhar,
TamilNadu Arasu Cable TV corporation,
Collectorate,
Komarapallam,
Thoothukudi.

vs

sm:sks-rr:7.12.2016:4P/6C

Writ Petition (MD) Nos.729 and 776 of 2015
07.11.2016