

C.S.No.556 of 2011

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 04.10.2019

CORAM

THE HON'BLE MR.JUSTICE N.SATHISH KUMAR

C.S.No.556 of 2011 &

O.A.No.695 of 2011

1. M/s.Sun TV Network Ltd.,
Rep. by its Manager (Programming),
Mr.L.Jotheeswaran,
Murasoli Maran Towers,
73, MRC Nagar Main Road,
MRC Nagar, Chennai – 28.
2. M/s. Sun 18 Media Services South Pvt. Ltd.,
Rep. by its Authorised Signatory,
Mr.Samuel Rajan,
Murasoli Maran Towers,
73, MRC Nagar Main Road,
MRC Nagar, Chennai – 28.

... Plaintiff

Vs

1. Sky Tech Cable,
Thiruvalluvar Nagar,
Kumbakonam.
2. United Cable,
MAM Shopping Complex,
New Bus Stand, Kumbakonam 612 001.

3. Amman Cable,
2/269, Kudiyanar St., Moopakoil,
Pambapadaiyur (PO),
Kumbakonam.
4. Anjali Video Vision,
New Kadai Street,
Tiruvavarur Main Road,
Natchiyar Koil.
5. Annai Cable Vision,
204/7, Pillaiyam Pettai Main Road,
Uppukara Street, Ammachatram (PO),
Kumbakonam.
6. Annai Cable Vision,
204/7, Pillaiyam Pettai Main Road,
Sivapuram, Ammachatram (PO),
Kumbakonam.
7. Annai Cable Vision,
204/7, Pillaiyam Pettai Main Road,
Ammachatram (PO), Kumbakonam.
8. Banu Cable,
4/856, Amman Koil St.,
Koranattu Karuppur – 612 501.
9. Bharathi Cable,
Kamaraj Nagar, Kumbakonam.
10. Centre Point,
63/2000 Main Road,
Thirunaraiyur (PO), Kumbakonam.
11. Chekkakani Cable,
42, Thiruganana Sambanthar Nagar,
Kumaran Street, Kumbakonam.

12. DG Cable,
229, Srinivasa Nagar, Mangudi, Kumbakonam.
13. DG Cable,
229, Srinivasa Nagar, Kumbakonam.
14. Gokul Communication,
6/179, South Street,
Sundara Perumal Koil, Kumbakonam.
15. Hi Link Cable,
12/192, South Street, Tirubhuvanam, Kumbakonam.
16. J Entertainment,
792/1, Hajjar Street, Thirumangalakudi, Kumbakonam.
17. Jothi Cable,
10, Narayan Colony, Kumbakonam.
18. Kumar Cable Vision,
Madakudi Main Road, Madakudi.
19. Lakshan Cable,
25-A, Subbulakshmi Nagar,
Chetti Mandapam, Kumbakonam.
20. Laxmi Sat Links,
297/129A, Vahith Complex,
Railway Road, Aduthurai.
21. Mani Cable,
Annai Agrahaaram, Kumbakonam.
22. Mass Vision,
Mela Street, Main Road,
Govindakudi, Kumbakonam.
23. Muthu Cable Vision,
60, Agraharam, Teppermanallur,
Thiruvidaimarudur Tk, Kumbakonam.

24. National Cable,
No.1, Kamakodi Nagar, Kumbakonam.
25. New Chola Vision,
14/192-A, South Street, Thirubhuvanam.
26. OVK Cable,
1/218, Mela Street, Udayalur, Kumbakonam.
27. Pavai Cable,
25-A, Subbulakshmi Nagar,
Chettimandapam, Kumbakonam.
28. Panasai Pass Time,
3, South Street, Thirupanandhai,
Thiruvidaïmarudhur Tk., Kumbakonam.
29. Pandian Cable,
Ariyathidal, Mathi Gate, Kumbakonam.
30. PN Cable,
856, Kudiyanavar Street,
Ariyapadai Veedu, Kumbakonam.
31. Pugal Cable,
1107, Reddiyar Street, Narasingampettai,
Aduthurai, Kumbakonam.
32. Raghu Cable,
Keelavadam Pokki Theru,
Thirunageswaram, Kumbakonam.
33. Rajan Cable,
215, Kamarajar Nagar,
Thirubhuvanam, Kumbakonam.
34. Rajan Cable Vision,
Rajaram Colony, Mandalpetti Theru,
Kumbakonam.

35. RSN Cable,
Myladuthurai Main Road, Bhagavadhapuram,
Veppathur Post, Thiruvidadamaruthur Tk,
Kumbakonam.
36. Sangeetha Cable,
Kadaitheru, Kanjanur Post,
Via. Thugili, Thiruvidadaimarudhur Tk.,
Kumbakonam.
37. Saravana Cable,
74, Pitchai Perumal Street,
Thippurajapuram, Kumbakonam.
38. Shanmuga Cable,
37/63, Pettai Mani Road, Thanjavur Main Road,
Kumbakonam.
39. Shanmuga Cable,
37/63, Pettai Mani Road, Thanjavur Main Road,
Kumbakonam.
40. Shanmuga Cable,
37/63, Pettai Mani Road, Thanjavur Main Road,
Kumbakonam.
41. SMK Cable,
2/53, Kellatheru, Koranattu Karuppur,
Kumbakonam.
42. Sri Durga Cable Vision,
Melachatram Thelungu Street,
Dharasuram, Kumbakonam.
43. Sri Hari Cable,
Keelatheru, Udayalur, Kumbakonam.
44. Sri Kannan Cable,
138, Bharathi Nagar South,
Karaikkal Road, Kumbakonam.

45. Sri Lakshmi Sat Links,
27, Keelaveedhi, Swamimalai, Kumbakonam.
46. Sri Vignesh Cable,
Kadai Theru, Koonacherry, Pullaboothakudi Post,
Papanasam Tk., Kumbakonam.
47. Sri Vignesh Cable Video,
22/10, Bewsa Street, Swamimalai, Kumbakonam.
48. Star Vision,
Sarangapani Street, Kumbakonam.
49. Sun Cable,
168, Thirunageshwaram Main Road,
Srinivasanallur, Kumbakonam.
50. Swami Cable,
11, Shanthi Street, Swamimalai, Kumbakonam.
51. Thillai Cable,
117, Motilal Street, Kumbakonam.
52. Thomas Cable TV,
2, Vivekanandha Nagar, Kumbakonam.
53. Udayam Cable,
2/219, Thirumanchana Veedhi, Ammachatram,
Kumbakonam.
54. United Cable Vision,
4/7, KK Neelamegam Street, Kumbakonam.
55. Vijayalakshmi Cable,
Therkku Theru, Vandhuvancherry,
A.Semmangudi (PO), Kumbakonam.
56. Viji Cable,
Veppathur, Thiruvissainallur Via., Kumbakonam.

57. Vinayaga Cable,
Kanjn Mettu Street, Railway Road, Kumbakonam.
58. Vishal Cable,
36, Kutcherri Road, Thiruvaidaimarudhur, Kumbakonam.
59. Vishal Point,
31, Bazaar Street, Dharasuram, Kumbakonam.
60. Cable Vision,
99, Gandhidigal Salai, Kumbakonam. ... Defendants

Civil Suit filed under Order VII Rule 1 of CPC read with Section 39A, 55 and 62 of Copyright Act 1957 read with Order IV Rule 1 of Original Side Rules, 1956 for the following judgment and decree :

a) for permanent injunction restraining the defendants its agents and attached cable operators, head-ends, anyone taking link from them, and their partners or proprietors as the case may be, their officers, servants, agents and representatives, franchisees, head0ends and all others in capacity of principal or agent acting for and on their behalf from in any manner violating and infringing the Broadcast Reproduction Rights as well as the Copyright in the programmes telecast by the first plaintiff by illegally connecting, trapping/receiving/recording the signals of plaintiffs' channels namely Sun TV, KTV, Sun Music, Sun News, Aditya Chutti, Chintu, Kushi, U2, Gemini TV, Gemini Music, Gemini Movies

Gemini News, Gemeni Comedy, Udaya, Udaya Gomedy, Udaya Movies, Udaya Varthaigalu, Surya and Kiran and transmitting/telecasting the same or communicating the same in any manner to their Cable operators, customers/subscribers and users, without the permission, license or consent of the plaintiffs.

b) directing the defendants jointly and severally to pay the sum of Rs.30,00,000/- as damages towards illegal transmission of the signals along with interest at the rate of 24% p.a. from this date of plaint till date of realization;

c) Costs be awarded in favour of the plaintiffs;

For Plaintiff : Mr.A.Vimal Mohan

For defendant : --

JUDGMENT

सत्यमेव जयते

When the matter was taken up today, the learned counsel for the plaintiffs sought permission of this Court to withdraw this suit and also made an endorsement to that effect.

2. In view of the submissions of the learned counsel for the plaintiffs and the endorsement made, this suit is dismissed as withdrawn. Consequently, the connected application is closed. No cost.

04.10.2019

vrc

Index : Yes/No

Internet : Yes/No

Speaking/Non-Speaking Order



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