



W.P(MD)Nos.14880 & 14881 of 2014

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 30.06.2023

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P(MD)Nos.14880 & 14881 of 2014 and
MP(MD) Nos.1,2 and 1,2 of 2014

T.D.Krishna Kumar

...Petitioner in
WP(MD)No.14880/2014

K.Ashok Kumar

...Petitioner in
WP(MD)No.14881/2014

Vs.

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

**2.The Special Tahsildar,
Tamil Nadu Arasu Cable TV Corporation Ltd.,
Ellis Nagar,
Madurai – 625 016.**

...Respondents in both WPs

COMMON PRAYER: Writ Petitions filed under Article 226 of the
Constitution of India, praying this Court to issue a Writ of Certiorari,



W.P(MD)Nos.14880 & 14881 of 2014

calling for the records relating to the notices sent by the respondent
vide 21737/mdu/2013/900 dated 16.10.2013,
007461/mdu/2014/275, dated 06.06.2014 and quash the same.

For Petitioners :Mr.P.M.Vishnu Vardhnan
For Respondents :Mr.David Sundar Singh
Standing Counsel
(In both Wps)

COMMON ORDER

These writ petitions are filed as against the show cause notice issued by the respondents in 21737/mdu/2013/900 dated 16.10.2013 and 007461/mdu/2014/275, dated 06.06.2014, calling upon the petitioners to pay a sum of Rs.40,421/- and Rs.84,039/- respectively.

2.The show cause notices, under Section 4 of the Telecommunication (Broadcasting and Cable Services) Interconnection Regulations, 2004 have been issued that the petitioners have not paid the arrears of collection amount to the respondents.



W.P(MD)Nos.14880 & 14881 of 2014

WEB COPY

3.The learned counsel appearing for the petitioners submits that the respondents have not mentioned the exact period, for which the demand has been made and the notice is a vague one.

4.The impugned proceedings is only a show cause notice and therefore, these writ petitions are not maintainable in view of the decision of the Hon'ble Supreme Court in **Union of India vs. Kunishetty Satyanarayana [(2006) SCC 28]**.

5.Accordingly, these writ petitions are disposed of with a liberty to the the petitioners to offer their explanation to the impugned show cause notice within a period of four weeks from the date of receipt of a copy of this order and on receipt of such explanation, the respondents shall consider the same and proceed in accordance with law within a period of three months from thereon and if the petitioners fail to offer their explanation as directed, it is open to the respondents to proceed in accordance with law, with the



W.P(MD)Nos.14880 & 14881 of 2014

available materials. No costs. Consequently, connected

Miscellaneous Petitions are closed.

30.06.2023

NCC : Yes / No.

Index : Yes / No.

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W.P(MD)Nos.14880 & 14881 of 2014

B.PUGALENDHI, J.

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Common Order made in
W.P(MD)Nos.14880 & 14881 of 2014 and
MP(MD) Nos.1,2 and 1,2 of 2014

30.06.2023