



W.P.(MD)No.23344 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 31.01.2024

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.23344 of 2019

and

W.M.P.(MD)No.20008 of 2019

P.Balakrishnan

... Petitioner

versus

1. The Secretary,
The Ministry for Information and
Broadcasting,
Government of India,
2, Krishna Menon Marg,
New Delhi – 110 001.
2. The Nodal Officer/District Revenue Officer,
Madurai,
Madurai District.
3. The Chief Post Master General,
Office of the Post Master General,
Anna Road,
Chennai.
4. The Postal Superintendent,
Head Post Office,
Madurai District.



W.P.(MD)No.23344 of 2019

5. The Post Master,
Head Post Office,
Periyakulam Taluk,
Theni District.

6. M.Sownthirarajan

7. The Special Tahsildar / Assistant Manager,
Tamil Nadu Cable TV Corporation Ltd.,
Madurai District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, seeking for the issuance of Writ of Mandamus, to direct the 1st and 2nd respondents to initiate action against the 6th and 7th respondents for illegally transmitting Analogue Signal in violation of Section 4A Cable TV Network Regulation Act and seize the equipments used by the 6th respondent for transmission of Analogue Signal and consequently, prosecute the 6th respondent under Cable Television Network Regulation Act, 1994, based on the representation of the petitioner dated 01.11.2019.

For Petitioner : Mr.B.Prasanna Vinoth

For R1, R3 to R5 : Mr.M.Ashok Kumar,
Central Government Standing Counsel

For R2 : Mr.G.V.Vairam Santhosh,
Additional Government Pleader

For R6 : No appearance



W.P.(MD)No.23344 of 2019

For R7 : Mrs.S.Devasena
Standing Counsel

ORDER

The petitioner is a Cable TV Operator. He has filed this writ petition in the year 2019, alleging that the 6th respondent is transmitting Analogue Signal in violation of Section 4A Cable TV Network Regulation Act and therefore, he seeks for a direction to the respondents 1 and 2 to take action against the 6th respondent and to seize the equipments used by him for transmission of Analogue Signal and to prosecute him under Cable Television Network Regulation Act, 1994, based on his representation dated 01.11.2019.

2. The learned counsel appearing for the respondents submit that after 2017, no one is permitted to distribute the signals through Analogue system and the petitioner has not substantiated his case that the 6th respondent has distributed the signals only through Analogue system.



W.P.(MD)No.23344 of 2019

WEB COPY 3. Though notice was served on the 6th respondent and his name has been printed in the cause list, there is no representation for the 6th respondent.

4. It is not known as to whether the 6th respondent is still in the field of Cable TV Network. In the event, if the 6th respondent is still continuing distribution of signals through Analogue System, the petitioner is at liberty to give a complaint to the second respondent/the Nodal Officer/District Revenue Officer, Madurai.

5. Accordingly, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

31.01.2024

ogy
NCC : Yes / No.
Index : Yes / No.
Internet : Yes / No.



W.P.(MD)No.23344 of 2019

To
WEB COPY

1. The Secretary,
The Ministry for Information and Broadcasting,
Government of India,
2, Krishna Menon Marg,
New Delhi – 110 001.
2. The Nodal Officer/District Revenue Officer,
Madurai,
Madurai District.
3. The Chief Post Master General,
Office of the Post Master General,
Anna Road,
Chennai.
4. The Postal Superintendent,
Head Post Office,
Madurai District.
5. The Post Master,
Head Post Office,
Periyakulam Taluk,
Theni District.
6. The Special Tahsildar / Assistant Manager,
Tamil Nadu Cable TV Corporation Ltd.,
Madurai District.



WEB COPY



W.P.(MD)No.23344 of 2019

B.PUGALENDHI, J.

ogy

W.P.(MD)No.23344 of 2019

31.01.2024