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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 2253/2024**

**INDIAN BROADCASTING AND DIGITAL FOUNDATION AND
ANR.**

..... Petitioners

Through: Mr. Mukul Rohatgi, Sr. Advocate
with Mr. Ashish Gupta, Mr. Yaman
Verma, Mr. Aman Sethi, Mr. Ritwik
Bhattacharya, Mr. Puneeth Ganapathy,
Mr. Shivek Sahai Endlaw, Mr. Rohan
Bhargava and Ms. Khare, Advocates.

versus

COMPETITION COMMISSION OF INDIA AND ORS.

..... Respondents

Through: Mr. Manu Chaturvedi and Ms. Devika
Singh Roy Choudhary, Advocates for
R-1 with Mr. Davander Prasad,
Deputy Director, CCI.
Mr. Sajjan Poovayya, Sr. Advocate,
Mr. Maninder Singh, Sr. Advocate
with Ms. Raksha Agarwal, Mr. Palash
Maheshwari, Mr. Karan Singh
Chandhiok, Mr. Kaustav Kundu,
Mr. Vijayender Pratap Singh, Ms.
Sayo Bani Basu, Mr. Tarun Donadi,
Ms. Bhavika Chhabra, Ms.
Shubhangni Jain, Ms. Ketki Agarwal,
Mr. Ankitesh Ojha and Mr. Ajay
Sabharwal, Advocates for R-2 to 5.

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

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16.02.2024

CM APPL. 9368/2024 (Exemption)

Allowed, subject to all just exceptions.

W.P.(C) 2253/2024 & CM APPLs. 9367/2024, 9369/2024



1. The Petitioner has approached this Court with the following prayers:-

“(a) Issue a writ of mandamus or any other similar writ, order or direction directing Respondent No.1 to decide the application dated 06.07.2023 filed by the Petitioners herein under Section 42 of the Act, or at the very least the interim reliefs sought therein, being ANNEXURE “P-5” hereto, expeditiously and within a specified time as this Hon’ble Court may deem fit;

(b) Pending such decision by Respondent No. 1, restrain the Respondent Nos. 2-6 from implementing the Payments Policy, in any form or manner whatsoever, and from taking any precipitative and/or coercive action (on account of any alleged non-compliance with the Payments Policy), in any form or manner whatsoever; and

c) Issue any other appropriate writ, order or directions as the facts and circumstances of the present case may require.”

2. It is stated by learned Counsel for the CCI that the case has been fixed for hearing on 21.02.2024 at 11:00 AM. In view of this, this Court is not inclined to proceed ahead in the matter at this juncture.

3. The petition is disposed of along with pending application(s), if any.

4. It is made clear that this Court has not made any observation on the merits of the case.

5. It is always open for the Petitioners to approach the CCI with a request for early disposal.

SUBRAMONIUM PRASAD, J

FEBRUARY 16, 2024

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