

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 2847-2854 OF 2011
(FOR PRELIMINARY HEARING)

TELECOM REGULATORY AUTHORITY OF INDIA

Appellant (s)

VERSUS

ZEE TURNER LTD. & ORS.

Respondent(s)

(With appln(s) for ex-Parte stay and office report)

WITH
Civil Appeal No. D8722 of 2011 (FOR PRELIMINARY HEARING)
(With appln.(s) for ex-parte stay, permission to file appeal and office report)

WITH
Civil Appeal No. D11946 of 2011
(With appln.(s) for ex-parte stay, permission to file appeal and office report)

Civil Appeal No. D12031 of 2011
(With appln.(s) for ex-parte stay, permission to file appeal and office report)

Civil Appeal No. D12223 of 2011
(With appln.(s) for permission to file appeal and office report)

Date: 18/04/2011 These Appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE A.K. PATNAIK

For Appellant(s) Mr. Harish N. Salve, Sr. Adv.
(TRAI) Mr. Sanjay Kapur, Adv.
Mr. Abhishek Kumar, Adv.
Ms. Ashmi Mohan, Adv.
Mr. Nikhil Danak, Adv.

Mr. C.S. Vaidyanathan, Sr. Adv.
Mr. Rakesh Dwivedi, Sr. Adv.
Mr. Navin Chawla, Adv.
Mr. Sharath Sampath, Adv.
Mr. Gaurav Kaushik, Adv.
Mr. Gopal Jain, Adv.

For Respondent(s)
For Zee Turner Mr. Maninder Singh, Sr. Adv.
Ms. Prathiba M. Singh, Adv.
Mr. Gaurav Sharma, Adv.
Ms. Surbhi Mehta, Adv.

Mr. E.C. Agrawala ,Adv

For Star Den Media Dr. A.M. Singhvi, Sr. Adv.
Mr. Ramji Srinivasan, Sr. Adv.
Ms. Sangeeta Mandal, Adv.
Ms. Swati Sinha, Adv.
Mr. Gaurav Juneja, Adv.
for M/s Fox Mandal & Co. ,Adv

M/S. Karanjawala & Co. ,Adv

For Neo Broadcast	Mr. Vikram Mehta, Adv. Mr. Ranjan, Adv. Mr. Nar Hari Singh, Adv. Mr. Vikas Mehta, Adv.
For Reliance BIG TV	Mr. R.F. Nariman, Sr. Adv. Ms. Garima Prashad, Adv. Ms. Shikha Sarin, Adv. Mr. Rajesh Kumar, Adv.
In CA 2847-2854/2011	Mr. Balaji Srinivasan, Adv. Ms. Madhusmita Bora, Adv. Ms. Jaikriti S. Jadeja, Adv. Mr. Abhishek Garg, Adv.
In CA D12223/2011	Mr. K.K. Venugopal, Sr. Adv. Mr. Aniruddha P. Mayee, Adv. Mr. Sandeep Ladda, Adv. Mr. Charudatta Mahindrakar, Adv. Mr. Ankur Talwar, Adv. Mr. Shyam Mohan, Adv.
For ESPN Software	Mr. C.A. Sundaram, Sr. Adv. Mr. S. Ganesh, Sr. Adv. Mr. N. Ganpathy, Adv.
For Viacom 18 Media	Mr. S. Ganesh, Sr. Adv. Mr. Kunal Tandon, Adv. Mr. Abhinav Mukerji, Adv.

UPON hearing counsel the Court made the following
O R D E R

C.A. Nos. 2847-2854/2011

Appeals admitted.

Heard learned counsel for TRAI, counsel appearing for the broadcasters and several counsel appearing for DTH operators and MSOs.

4

In brief, the DTH operators and MSOs support TRAI whereas the broadcasters support the order of TDSAT.

Interim stay of the impugned order of TDSAT subject to substitution of the figure 42% in place of 35% in the proviso to Clause 4(1) and in proviso (b) to Clause 4(2) of the tariff order dated 21.7.2010. This interim order shall be prospective in operation and shall not affect contracts already entered.

Other Appeals

Leave to appeal granted.

Appeals Admitted.

(Ravi P. Verma)
Court Master

(Sneh Lata Sharma)
Court Master