

**TELECOM DISPUTES SETTLEMENT & APPELLATE TRIBUNAL
NEW DELHI**

Dated: 18/05/2022

BROADCASTING PETITION/57/2022

Petitioner Name: Fastway Transmission Pvt. Ltd

Versus

Respondent Name: Shiva Cable Network And Anr

BEFORE

HON'BLE MR. JUSTICE DHIRUBHAI NARANBHAI PATEL ,CHAIRPERSON

HON'BLE MR. SUBODH KUMAR GUPTA ,MEMBER

For Applicants/Appellants/

Petitioners Advocate

Mr Vibhav Srivastava

For Respondents Advocate

Mr Aksveer Singh

Amicus Curiae:

For Impleader(Pet.):

For Impleader(Res.):

ORDER

This petition has been preferred for recovery of the subscription amount and for recovery of STBs or value thereof.

Counsel for the petitioner submitted that the petitioner has to recover Rs. 2.14 Lakhs towards subscription dues and petitioner has to recover Rs. 21,70,000/- for STBs which were provided by the petitioner to the respondent which are valued at Rs. 2000/- per STB.

Notice was issued in this petition which was served upon the respondent. Affidavit to that effect has also been filed by the petitioner.

Counsel appearing for the respondent had sought for time on 28.3.2022 for six weeks for filing Vakalatnama and reply. Vide our order dated 28.3.2022 time as prayed for, was granted to the respondent. Today, counsel appearing for the respondent submitted that again they are seeking time to file reply.

In view of these facts, especially that no reply has been filed by the respondent and also looking to the fact that the subscription charges are yet to be paid by the respondent to the petitioner as stated in the memo of the petition and moreover, STBs which are provided by the petitioner have not also been returned to the petitioner by the respondent we, therefore, direct the respondent to deposit Rs.24 Lakhs before the Registrar of this Tribunal on or before 30.7.2022. The amount shall be accepted by the Registrar of this Tribunal and shall be deposited in a Fixed Deposit in a Nationalised Bank initially for a period of 12 months.

Respondent is permitted to file reply on or before the next date of hearing. Copy of the reply shall be supplied to the counsel for the petitioner.

This matter is adjourned to 22.8.2022.

**(JUSTICE D. N. PATEL)
CHAIRPERSON**

**(SUBODH KUMAR GUPTA)
MEMBER**