

Party Name : DIBYENDU SARKAR Vs UNION OF INDIA & ORS

HONBLE THE CHIEF JUSTICE DEEPAK GUPTA THE HONBLE MR. JUSTICE S.C.DAS

This is a public interest litigation and the grievance of the petitioner is that the so called cable operators in the State of Tripura are selling set top boxes at exorbitant rates ranging from `1700/- per set top box to `2,500/- per set top box in violation of the tariff fixed by the Telecom Regulatory Authority of India (TRAI). These operators are also not giving any receipt and they are not even giving any option to the consumers to choose the programmes of their choice.

Notice be issued to the respondents.

Sri Deb waives service of notice on behalf of respondent No.1.

Notice be issued to the respondent Nos.3 to 9, returnable for **29th March, 2016**.

Sri T.D. Majumder waives service of notice on behalf of respondent Nos.3 to 9.

All the District Magistrates shall file affidavit stating whether there are any multi-system operators registered with them in terms of Section 11C of the Cable Television Networks Rules, 1994.

The District Magistrates shall also inform us about the steps if any taken by the District Magistrates to ensure that the cable operators do not charge anything over and above the rates fixed by the Telecom Regulatory Authority of India (TRAI). We further direct that in case these rates have not been publicized till date, on or before the next date the District Magistrates shall ensure that these rates are given full publicity and even the cable operators are directed that these rates as fixed by the TRAI are being ensured across the cable networks concerned. The District Magistrates in their reply shall also inform this Court what steps they have taken to ensure that the set top box conform to Bureau of Indian Standards (BIS) as laid down in the directions issued by the TRAI.

List on **29.03.2016**.