June \_\_, 2019

To

The Superintendent of Police

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Sub: **Complaint of commission of cognizable offences punishable under Penal Code and Copyright Act by M/s. JK KTV Set, Town Neemuch , District Neemuch, Madhya Pradesh-** **458441.**

Sir,

I,\_\_\_\_\_\_\_\_\_\_\_\_\_S/o\_\_\_\_\_\_\_\_\_\_\_\_\_, adult, having office at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_do hereby give my complaint as under:

I am working as a professional anti-piracy consultant at C/o \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Our agency has been engaged by the Constituted Attorneys of Star India Private Limited, having its registered office at ‘Star House’, Urmi Estate, 95 Ganpatrao Kadam Marg, Lower Parel (West), Mumbai 400 013, to do preliminary recording of piracy of it pay channels and file a complaint, as may be submitted by the company, in accordance with law

Star India Private Limited is engaged in the business of broadcasting satellite television channels of various categories such as general entertainment, sports, infotainment, movies etc. in India and various other countries. It owns, manages, controls and broadcasts several pay channels such as “Star Gold”, “Star Plus”, “Star Bharat”, “Star Plus HD”, “Star Gold HD”, “Star Movies HD”, “Star Sports 1”, “Star Sports 1 HD”, etc. (“Star pay channels”) in India. The Company owns all rights, titles, interests and intellectual property rights including the ‘Broadcast Reproduction Right’ for these Star pay channels under the Indian Copyright Act, 1957.

Star India Private Limited had entered into a Subscription Licence Agreement with Mr. Pankaj Kumar, owner of M/s. JK KTV Set, a Multisystem Operator, having its office at Bunglow No. 43 Kashmiri Complex CRPF Road, City Neemuch, Distt. Neemuch, MP, 458441, involved in the business of cable service. The period of agreement was for the period of one year from 26.12.2018 M/s. JK KTV Set, during the tenure of the agreement, defaulted in complying with the agreed contractual terms, including payment of the agreed license fee. Since there was consistent breach of the terms of the agreement, the company issued disconnection notice dated 25.04.2019 and disconnected the supply of signals after following the procedure prescribed under the Interconnection Regulations, 2012 with effect from 23.05.2019. Today no agreement exists between the Company and M/s. JK KTV Set.

Star India Private Limited noticed that M/s. JK KTV Set has been illegally retransmitting and broadcasting Star pay channels in various locations in Town Neemuch, District Neemuch, without any license or authorization from Star India Private Limited. The constituted attorney- Nanavati & Co., Advocates deputed our anti-piracy agency, to reach the location and to capture illegal broadcast of the Star Channels over the local network. I carried out the recording on 09.06.2019 in the area of the Cable Operator.

The captured recording on 09.06.2019 was sent to Star India for examination of mode and source of piracy. The examination of footage showed that the Network logo is visible on Star Plus, Star Gold, Star Bharat along with the local channel of the network. After checking through FTA box feed found encrypted. The operator is taking feed from Tata Sky Limited, Mumbai.

The documentary material clearly reveals that the owners/operators/technicians of M/s. JK KTV Set are dishonestly taking the signals (judicially pronounced as movable property) of the Company without consent of the Company and thereafter illegally re-broadcasting and making available for viewing Star pay channels through its cable network without any permission of the Company or authority of law and infringing the broadcast reproduction rights (copyright) of the Company.

In this manner, the owners and operators of M/s. JK KTV Set are committing offences punishable under Sections 379, 403 and 420 of the Penal Code, Sections 37 read with Sections 51 and 63 of the Copyright Act, 1957.

We, therefore, request your good self to register a complaint against the owners/operators/technicians of cable operator M/s. JK KTV Set for illegal and unauthorized retransmission of signals of Star pay channels through its network for viewing

by its subscribers and thereby committing offences of theft punishable under Section 379 and also attracting charges under sections 379, 403 and 420 of the Penal Code, Sections 37 read with Sections 51 and 63 of the Copyright Act, 1957.

Sincerely,