

# FIRST INFORMATION REPORT

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First Information of a cognizable crime reported under section 154 Cr. P.C. at PS

1. Dist. Pune Sub-Div. Mumbai PS Puncha Year 2018 FIR No. 20/18 Date 23/5/18
2. Act S.P.C. Sections 420/379/34 IPC Act Sections
3. a) General Diary Reference: Entry No. G.S.G. 5/63/65 Type 12:45 hr
- b) Occurrence of Offence: Day Since 1st March 2018 to till date
- c) Information received Date 23/5/18 Time 12:45 hr GD No. G.S.G. at PS
4. Type of Information: Written/Oral written
5. Place of Occurrence: a) Direction and Distance from PS
- b) Address M/S Sushrapuri Cable, Vill - Puncha P.S. - Puncha  
Dist. Mumbai - 400052
- c) in case outside limit of the Police Station, then the name of P.S. \_\_\_\_\_ District \_\_\_\_\_
6. Complainant / Informant:
  - a) Name Venkaatesh Mariappa Uppar, field officer at Star Protection
  - b) Father's / Husband's Name Mariappa Uppar
  - c) Date / Year of birth 22/4/91 d) Nationality Indian
  - e) Address Mahenedi Manzil, 2nd floor, opp. Sacred Heart Church, S.V. Road
7. Details of the person suspected / unknown / accused with full particulars King, Mumbai - 400052  
(Attach separate sheet, if necessary).

Mr. Chinmay Chakraborty, Proprietor / Partner & chief engineer / Technician of M/S Sushrapuri cable, Vill - Puncha, P.S. - Puncha, Dist. - Mumbai

8. Reasons for delay in reporting by the complainant/informant \_\_\_\_\_

9. Particulars of properties stolen/involvement (Attach separate sheet, if required): he is involved in telecasting some T.V channels unauthorisedly

10. Total value of properties stolen/involvement \_\_\_\_\_

11. Inquest report/U.D. Case no., if any \_\_\_\_\_

12. FIR Contents: (Attach separate sheets, if required)

The original written complaint which is stated in FIR is attached herewith / reproduced overleaf.

for 23/5/18  
Officer-in-Charge  
Puncha Police Station

13. Action taken: Since the above report reveals commission of offence(s) viz 51/63/65 Act - 1952 and 420/379/34 IPC

registered the case and took up the investigation/directed SI Chandan K. Jha to take up the investigation/transferred to P.S. \_\_\_\_\_ on point of jurisdiction. FIR read over to the Complainant/informant, admitted to be correctly recorded and a copy given to the Complainant/informant free of cost.

*Venkaatesh M. Uppar*  
900404159

Signature/Thumb impression of the Complainant/informant  
*for 23/5/18*  
Officer-in-Charge  
Puncha Police Station  
Dist. - Pune

Signature of the Officer-in-Charge, Police Station  
Name BISHWADIT BANERJEE  
Rank SI of Police  
Number if any of Puncha P.S.

DR. No. 1061/18



Date: 29.05.2018

To,  
The Inspector of Police,  
Puncha Police Station,  
Dist: Purulia (W. B)

**Subject:** Request to register F.I.R. U/s 51, 63, 65 of Copyright Act r/w 420, 379, 34 IPC, to seize incriminating equipment used for piracy at control room and to arrest the accused to stop illegal & unauthorized retransmission of Channels.

**Against:** Mr. Chinmoy Chkraborty, Proprietor/Partner & Chief Engineer/ Technician of M/s. Indrapuri Cable, Village Puncha, Dist: Purulia 723151 (W.B) & Its Local Cable operator, link operators, sub operators in Purulidistrict area.

Dear Sir,

I, the undersigned, am working as a Field Officer in M/s. Star Protection Pvt. Ltd., Mumbai.

M/s. Star Protection Pvt Ltd. is a Company duly incorporated under the provision of the Indian Companies Act, 1956, having office at Mohamedi Manzil, 2<sup>nd</sup> Floor, Opp. Sacred Heart Church, S.V. Road, Khar (W), Mumbai 400 52, has been authorized by IndiaCast Media Distribution Pvt. Ltd., having its registered office at 703, 7<sup>th</sup> floor, HDIL Kaledonia, Opp. Vijay Nagar, Sahar Road, Andheri (East), Mumbai 400 069, to take all remedial legal action including lodging, filing of F.I.R. on behalf of by IndiaCast Media Distribution Pvt. Ltd. with the concerned police station or judicial court to curb the unauthorized access, reception and copyright violation of the channel CNBC-TV18, CNBC Awaaz, CNBC Bazaar, CNBC-TV18 Prime HD, History TV18(SD & HD), CNN News 18, News 18 Lokmat, COLORS, COLORS HD, COLORS Infinity (SD & HD), COLORS Super, COLORS Gujarati, COLORS Marathi (SD & HD), COLORS Bangla (SD & HD), COLORS Kannada (SD & HD), COLORS Oriya, COLORS Tamil (SD & HD), MTV, MTV Beats (SD & HD), MTV Indies (SD& HD), MTV HD+, FYI TV 18, Rishtey Cineflex, CineflexHD, Nick, Nick Jr., Nick HD+, Vh1 (SD & HD), Sonic, Comedy Central (SD & HD), News18 Uttar Pradesh/ Uttarakhand, News18 Madhya Pradesh/ Chhattisgarh, News18 Rajasthan, News18 Urdu, News18 Bihar/Jharkhand, News18 News Gujrati, News18 News Kannada, News18 Bangla, News 18Punjab/ Haryana/ Himachal Pradesh, News18 Odia (hereinafter collectively referred to as "the said Channels") and has the rights to protect the intellectual property rights including the copyright to the programs telecast through ICM Channels.

IndiaCast Media Distribution Pvt. Ltd. has authorized us by the way of issuing a Special Power of Attorney and Authority Letter for initiating action against any person, including, Multi System Operators (MSOs) and Cable Operators from illegally and unauthorized transmitting IndiaCast Media Distribution Pvt. Ltd. Channels and indulging in offences of theft, infringement of copyright and other intellectual property rights of the company.

As per Section 6(3) of Cable Television Networks Rules 1994, no cable operator shall carry on or include in his cable service any programme in respect of which copyright subsists under the Copyright Act, 1957 unless he has been granted a licence by owners of copyright under the Act in respect of such programme.



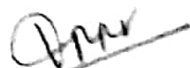
The above mentioned accused further to their common intention of committing infringement of the valuable copyrights of the respective "service signals providing channels" in Purulia district area and thereby making wrongful gain for themselves and have caused wrongful loss for the signals service providing channels to the subscribers in the Purulia district area and thus committed offence punishable under Section 51, 63, 65 of the Copyright Act, Section 420, 379 r/w 34 of IPC.

India Cast Distribution Pvt. Ltd. has also sent notice to the said network vide letter dated 10<sup>th</sup> May 2018, to cease and desist from indulging in such illegal distribution/transmission.

They above referred accused persons are now committing the above offences since 1<sup>st</sup> March 2018. However, they continue to commit the above offences. We have collected evidence by way of video graphing of such illegal act of telecast of channels 'Colors, Colors Infinity, Colors Bangal, Colors Oriya, Rishtey Cineplex, CNBC TV18, CNBC Awaz, MTV, Vh1, Rishtey, Nick, Sonic, History, CNN News 18' & 'News 18 News Bangla' of India Cast Distribution Pvt. Ltd., on 19<sup>th</sup> May 2018 at Village Pancha, Dist. Purulia. (W.B)

This is to humbly request you to direct in-charge of concerned police station, to kindly treat this letter as F.I.R. and to register an offence u/s 51, 63, 65 of Copyright Act r/w 420, 379, 34 IPC against Mr. Chinmoy Chkraborty, Proprietor/Partner & Chief Engineer/ Technician of M/s. Indrapuri Cable, Village Pancha, Dist. Purulia - 723151(W.B) & Its Local Cable operator, link operators, sub operators in Purulia district area and to arrest the accused, to raid and seal the Control Room to seize incriminating equipment, and to stop illegal & unauthorized retransmission of Channels.

Yours faithfully



Venkatesh Uppar  
Field Officer

Encl:

1. Copy of Cease and Desist Notice given to M/s. Indrapuri Cable, Pancha dated 10<sup>th</sup> May 2018.
2. Copy of letter to SP Purulia dated 11<sup>th</sup> May 2018.
3. Special Power of Attorney issued by India Cast Media Distribution Pvt. Ltd.
4. Evidence of Piracy - CD containing recording

Received on 23/5/18 at 16:45 hrs  
and started Pancha IS case no -  
20/18, Dtd - 23/5/18, u/s - 51/63/65 of -  
Copyright Act - 1957 and Sec - 420/379/34  
SIC



23/5/18

Officer-in-Charge  
Pancha Police Station  
Dist - Purulia