



Intellectual Property Appellate Board

Delhi Registry –Cum-Bench

G-62 to 67 & 196 to 204, August Kranti Bhawan, Bhikaji Cama Place,
New Delhi – 110 066

Tele No: 011-26180613/14 Email: delhiregistryiab@gmail.com Website: <http://www.ipab.gov.in>

Original Application No.

OP (SEC-31D)/1/2020/CR/NZ

- | | | |
|----|---|---------------------|
| 1) | RAJASTHAN PATRIKA PRIVATE LIMITED | APPLICANT/APPELLANT |
| | Versus | |
| 1) | PHONOGRAPHIC PERFORMANCE LIMITED
INDIA | RESPONDENT |
| 2) | SAREGAMA INDIA LIMITED | |
| 3) | SONY MUSIC ENTERTAINMENT INDIA PVT.
LTD. | |
| 4) | ZEE ENTERTAINMENT ENTERPRISES
LIMITED | |
| 5) | SUPER CASSETTES INDUSTRIES PRIVATE
LIMITED | |
| 6) | YESH RAJ FILMS PRIVATE LIMITED | |
| 7) | TIPS INDUSTRIES LIMITED | |
| 8) | EROS INTERNATIONAL FILMS PRIVATE
LIMITED | |
| 9) | TIMES MUSIC/JUNGLEE MUSIC
A DIVISION OF BENNETT COLEMAN &
COMPANY LIMITED | |

Counsel for the Applicant/Appellant : Mr. Abhishek Malhotra, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Ms. Sneha Herwade, Mr Gurmukh Choudhri & Ms. Sanya Dua – Adv

Counsel for the Respondent : **PHONOGRAPHIC PERFORMANCE LIMITED**
Mr. Pragyan Sharma, Mr. Neeraj K Gupta Mr. Liliaan Daas,
Mr. Eeshan Pandey & Gurnoor Kaur.

SAREGAMA INDIA LIMITED

Mr Ankur Sangal, Ms. Sucheta Roy and Mr. Shantanu Rawat
– Advocates

SONY MUSIC ENTERTAINMENT PVT. LTD.

Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav Shukla, Ms. Vinita Muley, Ms. Niyati Kohli & Megha Bengani
– Advocates

ZEE ENTERTAINMENT ENTERPRISES LTD.

Mr. Hemant Singh Sr. Advocate, Ms. Mamta Jha, Mr. Vipul Tiwari & Mr. Sambhav Jain – Advocates

SUPER CASSETTES INDUSTRIES PRIVATE LIMITED

Mr. Akshay Patil, Mr Neel Mason, Ms Ridhima Pabbi, Mr Vihan Dang, Mr Uday S Chopra, Ms Sanyukta Banerjee, Ms Ekta Sharma, Mr Shivang Sharma, Ms Ramya Ramkumar and Ms Megha Sharma – Advocates

TIPS INDUSTRIES LIMITED

Mr. Harsh Kaushik, Mr. Abhay Chattopadhyay, Ms. Anushree Rauta, Ms. Parul Sharma, Mr. Navankur Pathak and Ms. Pranita Saboo & Ms. Astha Pandey – Advocates

EROS INTERNATIONAL MEDIA LTD

Mr. Akshay Patil, Mr Neel Mason, Ms Ridhima Pabbi, Mr Vihan Dang, Mr Uday S Chopra, Ms Sanyukta Banerjee, Ms Ekta Sharma, Mr Shivang Sharma, Ms Ramya Ramkumar and Ms Megha Sharma – Advocates

Original Application No.

OP (SEC-31D)/2/2020/CR/NZ

- | | | |
|----|---|---------------------|
| 1) | HT MUSIC AND ENTERTAINMENT CO. LTD. | APPLICANT/APPELLANT |
| | Versus | |
| 1) | PHONOGRAPHIC PERFORMANCE LIMITED
INDIA | RESPONDENT |
| 2) | SAREGAMA INDIA LIMITED | |
| 3) | TIPS INDUSTRIES LTD | |
| 4) | LAHARI MUSIC PRIVATE LIMITED | |
| 5) | ZEE ENTERTAINMENT ENTERPRISES LTD. | |
| 6) | SONY MUSIC ENTERTAINMENT PVT. LTD. | |

Counsel for the Applicant/Appellant : Mr. Abhishek Malhotra, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Ms. Sneha Herwade, Mr Gurmukh Choudhri & Ms. Sanya Dua – Adv

Counsel for the Respondent : **PHONOGRAPHIC PERFORMANCE LIMITED**
Mr. Pragyan Sharma, Mr. Neeraj K Gupta Mr. Liliaan Daas, Mr. Eeshan Pandey & Gurnoor Kaur.

SAREGAMA INDIA LIMITED

Mr Ankur Sangal, Ms. Sucheta Roy and Mr. Shantanu Rawat – Advocates

TIPS INDUSTRIES LIMITED

Mr. Harsh Kaushik, Mr. Abhay Chattopadhyay, Ms. Anushree Rauta, Ms. Parul Sharma, Mr. Navankur Pathak and Ms. Pranita Saboo & Ms. Astha Pandey – Advocates

LAHARI MUSIC PRIVATE LIMITED.

Ms. Geetanjali Visvanathan, Mr. Aditya Gupta &
Aiswarya Kane – Advocate

ZEE ENTERTAINMENT ENTERPRISES LTD.

Mr. Hemant Singh Sr. Advocate, Ms. Mamta Jha, Mr. Vipul
Tiwari & Mr. Sambhav Jain – Advocates

SONY MUSIC ENTERTAINMENT PVT. LTD.

Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav
Shukla, Ms. Vinita Muley, Ms. Niyati Kohli & Megha Bengani
– Advocates

Original Application No.

OP (SEC-31D)/3/2020/CR/NZ

- | | | |
|----|--|--------------------|
| 1) | MUSIC BROADCAST LIMITED | APPLICANT/APELLANT |
| | Versus | |
| 1) | TIPS INDUSTRIES LTD | RESPONDENT |
| 2) | EROS INTERNATIONAL FILMS PRIVATE LIMITED | |
| 3) | PHONOGRAPHIC PERFORMANCE LIMITED INDIA | |
| 4) | SAREGAMA INDIA LIMITED | |
| 5) | SONY MUSIC ENTERTAINMENT PVT. LTD. | |
| 6) | SUPER CASSETTES INDUSTRIES PRIVATE LIMITED | |
| 7) | THE INDIAN PERFORMING RIGHTS SOCIETY LIMITED | |

Counsel for the Applicant/Appellant : Mr. Sagar Chandra, Ms. Surabhi Iyer, Ms. Shubhie Wahi,
Mr. Raghu Vinayak Sinha & Ms. Garima Raonta – Advocates

Counsel for the Respondent : **TIPS INDUSTRIES LIMITED**
Mr. Harsh Kaushik, Mr. Abhay Chattopadhyay,
Ms. Anushree Rauta, Ms. Parul Sharma,
Mr. Navankur Pathak and Ms. Pranita Saboo &
Ms. Astha Pandey – Advocates

EROS INTERNATIONAL MEDIA LTD

Mr. Akshay Patil, Mr Neel Mason, Ms Ridhima Pabbi,
Mr Vihan Dang, Mr Uday S Chopra, Ms Sanyukta Banerjee,
Ms Ekta Sharma, Mr Shivang Sharma, Ms Ramya Ramkumar
and Ms Megha Sharma – Advocates

PHONOGRAPHIC PERFORMANCE LIMITED

Mr. Pragyan Sharma, Mr. Neeraj K Gupta Mr. Liliaan Daas,
Mr. Eeshan Pandey & Gurnoor Kaur.

SAREGAMA INDIA LIMITED

Mr Ankur Sangal, Ms. Sucheta Roy and Mr. Shantanu Rawat
– Advocates

SONY MUSIC ENTERTAINMENT PVT. LTD.

Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav Shukla, Ms. Vinita Muley, Ms. Niyati Kohli & Megha Bengani
– Advocates

SUPER CASSETTES INDUSTRIES PRIVATE LIMITED

Mr. Akshay Patil, Mr Neel Mason, Ms Ridhima Pabbi, Mr Vihan Dang, Mr Uday S Chopra, Ms Sanyukta Banerjee, Ms Ekta Sharma, Mr Shivang Sharma, Ms Ramya Ramkumar and Ms Megha Sharma – Advocates

INDIAN PERFORMING RIGHTS SOCIETY LTD.

Mr. Saikrishna Rajagopal Sr. Advocate, Mr. Himanshu Bagai, Ms Deepshikha Sarka, Ms Pallavi Sondhi, Mr. Vivek Prasad & Ms. Namrata Dubey – Advocates

Original Application No.

OP (SEC-31D)/4/2020/CR/NZ

- | | | |
|----|--|--------------------|
| 1) | ENTERTAINMENT NETWORK (INDIA) LIMITED | APPLICANT/APELLANT |
| | Versus | |
| 1) | PHONOGRAPHIC PERFORMANCE LIMITED INDIA | RESPONDENT |
| 2) | TIPS INDUSTRIES LTD | |
| 3) | SAREGAMA INDIA LIMITED | |
| 4) | SONY MUSIC ENTERTAINMENT PVT. LTD. | |
| 5) | THE INDIAN PERFORMING RIGHTS SOCIETY LIMITED | |

Counsel for the Applicant/Appellant : Mr. Abhishek Malhotra, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Ms. Sneha Herwade, Mr Gurmukh Choudhri & Ms. Sanya Dua – Adv

Counsel for the Respondent : **PHONOGRAPHIC PERFORMANCE LIMITED**
Mr. Pragyan Sharma, Mr. Neeraj K Gupta Mr. Liliaan Daas, Mr. Eeshan Pandey & Gurnoor Kaur.

TIPS INDUSTRIES LIMITED

Mr. Harsh Kaushik, Mr. Abhay Chattopadhyay, Ms. Anushree Rauta, Ms. Parul Sharma, Mr. Navankur Pathak and Ms. Pranita Saboo & Ms. Astha Pandey – Advocates

SAREGAMA INDIA LIMITED

Mr Ankur Sangal, Ms. Sucheta Roy and Mr. Shantanu Rawat
– Advocates

SONY MUSIC ENTERTAINMENT PVT. LTD.

Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav Shukla, Ms. Vinita Muley, Ms. Niyati Kohli & Megha Bengani – Advocates

INDIAN PERFORMING RIGHTS SOCIETY LTD.

Mr. Saikrishna Rajagopal Sr. Advocate, Mr. Himanshu Bagai, Ms Deepshikha Sarka, Ms Pallavi Sondhi, Mr. Vivek Prasad & Ms. Namrata Dubey – Advocates

Original Application No.

OP (SEC-31D)/5/2020/CR/NZ

- | | | |
|----|---|---------------------|
| 1) | D B CORP LTD. | APPLICANT/APPELLANT |
| | Versus | |
| 1) | PHONOGRAPHIC PERFORMANCE LIMITED
INDIA | RESPONDENT |
| 2) | TIPS INDUSTRIES LTD | |
| 3) | SAREGAMA INDIA LIMITED | |
| 4) | SONY MUSIC ENTERTAINMENT PVT. LTD. | |
| 5) | THE INDIAN PERFORMING RIGHTS
SOCIETY LIMITED | |

Counsel for the Applicant/Appellant : Mr. Abhishek Malhotra, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Ms. Sneha Herwade, Mr Gurmukh Choudhri & Ms. Sanya Dua – Adv

Counsel for the Respondent : **PHONOGRAPHIC PERFORMANCE LIMITED**
Mr. Pragyan Sharma, Mr. Neeraj K Gupta Mr. Liliaan Daas, Mr. Eeshan Pandey & Gurnoor Kaur.

TIPS INDUSTRIES LIMITED

Mr. Harsh Kaushik, Mr. Abhay Chattopadhyay, Ms. Anushree Rauta, Ms. Parul Sharma, Mr. Navankur Pathak and Ms. Pranita Saboo & Ms. Astha Pandey – Advocates

SAREGAMA INDIA LIMITED

Mr Ankur Sangal, Ms. Sucheta Roy and Mr. Shantanu Rawat – Advocates

SONY MUSIC ENTERTAINMENT PVT. LTD.

Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav Shukla, Ms. Vinita Muley, Ms. Niyati Kohli & Megha Bengani – Advocates

INDIAN PERFORMING RIGHTS SOCIETY LTD.

Mr. Saikrishna Rajagopal Sr. Advocate, Mr. Himanshu Bagai, Ms Deepshikha Sarka, Ms Pallavi Sondhi, Mr. Vivek Prasad & Ms. Namrata Dubey – Advocates

Original Application No.

OP (SEC-31D)/6/2020/CR/NZ

- 1) NEXT RADIO LIMITED APPLICANT/APELLANT
- Versus
- 1) PHONOGRAPHIC PERFORMANCE LIMITED INDIA RESPONDENT
- 2) SAREGAMA INDIA LIMITED
- 3) TIPS INDUSTRIES LTD
- 4) LAHARI MUSIC PRIVATE LIMITED
- 5) ZEE ENTERTAINMENT ENTERPRISES LTD.
- 6) SONY MUSIC ENTERTAINMENT PVT. LTD.
- 7) THE INDIAN PERFORMING RIGHTS SOCIETY LIMITED

Counsel for the Applicant/Appellant : Mr. Abhishek Malhotra, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Ms. Sneha Herwade, Mr Gurmukh Choudhri & Ms. Sanya Dua – Adv

Counsel for the Respondent : **PHONOGRAPHIC PERFORMANCE LIMITED**
Mr. Pragyan Sharma, Mr. Neeraj K Gupta Mr. Liliaan Daas,
Mr. Eeshan Pandey & Gurnoor Kaur.

SAREGAMA INDIA LIMITED

Mr Ankur Sangal, Ms. Sucheta Roy and Mr. Shantanu Rawat
– Advocates

TIPS INDUSTRIES LIMITED

Mr. Harsh Kaushik, Mr. Abhay Chattopadhyay, Ms. Anushree Rauta, Ms. Parul Sharma, Mr. Navankur Pathak and Ms. Pranita Saboo & Ms. Astha Pandey – Advocates

LAHARI MUSIC PRIVATE LIMITED.

Ms. Geetanjali Visvanathan, Mr. Aditya Gupta & Aiswarya Kane – Advocate

ZEE ENTERTAINMENT ENTERPRISES LTD.

Mr. Hemant Singh Sr. Advocate, Ms. Mamta Jha, Mr. Vipul Tiwari & Mr. Sambhav Jain – Advocates

SONY MUSIC ENTERTAINMENT PVT. LTD.

Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav Shukla, Ms. Vinita Muley, Ms. Niyati Kohli & Megha Bengani – Advocates

INDIAN PERFORMING RIGHTS SOCIETY LTD.

Mr. Saikrishna Rajagopal Sr. Advocate, Mr. Himanshu Bagai,

3) THE INDIAN PERFORMING RIGHTS
SOCIETY LIMITED

Counsel for the Applicant/Appellant : Mr. Abhishek Malhotra, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Ms. Sneha Herwade, Mr Gurmukh Choudhri & Ms. Sanya Dua – Adv

Counsel for the Respondent : **PHONOGRAPHIC PERFORMANCE LIMITED**
Mr. Pragyan Sharma, Mr. Neeraj K Gupta Mr. Liliaan Daas,
Mr. Eeshan Pandey & Gurnoor Kaur.

SAREGAMA INDIA LIMITED

Mr Ankur Sangal, Ms. Sucheta Roy and Mr. Shantanu Rawat
– Advocates

INDIAN PERFORMING RIGHTS SOCIETY LTD.

Mr. Saikrishna Rajagopal Sr. Advocate, Mr. Himanshu Bagai,
Ms Deepshikha Sarka, Ms Pallavi Sondhi, Mr. Vivek Prasad &
Ms. Namrata Dubey – Advocates

Original Application No.

OP (SEC-31D)/9/2020/CR/NZ

1) RELIANCE BROADCAST NETWORK LIMITED APPLICANT/APPELLANT

Versus

1) SUPER CASSETTES INDUSTRIES PRIVATE LIMITED RESPONDENT

2) THE INDIAN PERFORMING RIGHTS
SOCIETY LIMITED

Counsel for the Applicant/Appellant : Mr. Abhishek Malhotra, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Ms. Sneha Herwade, Mr Gurmukh Choudhri & Ms. Sanya Dua – Adv

Counsel for the Respondent : **SUPER CASSETTES INDUSTRIES PRIVATE LIMITED**
Mr. Akshay Patil, Mr Neel Mason, Ms Ridhima Pabbi,
Mr Vihan Dang, Mr Uday S Chopra, Ms Sanyukta Banerjee,
Ms Ekta Sharma, Mr Shivang Sharma, Ms Ramya Ramkumar
and Ms Megha Sharma – Advocates

INDIAN PERFORMING RIGHTS SOCIETY LTD.

Mr. Saikrishna Rajagopal Sr. Advocate, Mr. Himanshu Bagai,
Ms Deepshikha Sarka, Ms Pallavi Sondhi, Mr. Vivek Prasad &
Ms. Namrata Dubey – Advocates

Original Application No.

OP (SEC-31D)/1/2020/CR/WZ

1) HT MEDIA LIMITED APPLICANT/APPELLANT

Versus

- 1) PHONOGRAPHIC PERFORMANCE LIMITED INDIA RESPONDENT
- 2) SAREGAMA INDIA LIMITED
- 3) TIPS INDUSTRIES LIMITED
- 4) ZEE ENTERTAINMENT ENTERPRISES LIMITED
- 5) SONY MUSIC ENTERTAINMENT PVT. LTD.
- 6) THE REGISTRAR OF COPYRIGHTS, NEW DELHI

Counsel for the Applicant/Appellant : Mr. Krishnendu Datta, Mr. Ashish Verma, Mr. Hardik vashisht & Mr. Rahul Gupta – Advocates

Counsel for the Respondent : **PHONOGRAPHIC PERFORMANCE LIMITED**
Mr. Pragyan Sharma, Mr. Neeraj K Gupta Mr. Liliaan Daas,
Mr. Eeshan Pandey & Gurnoor Kaur.

SAREGAMA INDIA LIMITED

Mr Ankur Sangal, Ms. Sucheta Roy and Mr. Shantanu Rawat – Advocates

TIPS INDUSTRIES LIMITED

Mr. Harsh Kaushik, Mr. Abhay Chattopadhyay,
Ms. Anushree Rauta, Ms. Parul Sharma, Mr. Navankur Pathak and Ms. Pranita Saboo & Ms. Astha Pandey – Advocates

ZEE ENTERTAINMENT ENTERPRISES LTD.

Mr. Hemant Singh Sr. Advocate, Ms. Mamta Jha, Mr. Vipul Tiwari & Mr. Sambhav Jain – Advocates

SONY MUSIC ENTERTAINMENT PVT. LTD.

Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav Shukla, Ms. Vinita Muley, Ms. Niyati Kohli & Megha Bengani – Advocates

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH	CHAIRMAN
HON'BLE SHRI. N. SURYA SENTHIL	TECHNICAL MEMBER (COPYRIGHT)
HON'BLE S.P. CHOCKALINGAM	TECHNICAL MEMBER (COPYRIGHT)

ORDER SHEET

17/11/2020

In the morning session Mr. Amit Sibal, Ld. Senior Counsel appearing on behalf of M/s Super Cassettes Industry Ltd. and M/s Lahari Recording Company concluded his submission. Thereafter, between 02.30 and 03.00 P.M. Mr. Hemant Singh, Ld. Senior Counsel appearing on behalf of M/s Zee Music Company. has made his submission. From 03.00 P.M. onwards the submissions have been made by Mr. Akshay Patil and

Mr. Neel Mason on behalf of M/s Eros International Films Private Limited who have concluded his arguments. List on 18.11.2020 for argument on behalf of IPRS.

-Sd/-

-Sd/-

-Sd/-

Hon'ble Shri. N. Surya Senthil
Technical Member (Copyright)

Hon'ble S.P. Chockalingam
Technical Member (Copyright)

Hon'ble Shri Justice Manmohan Singh
Chairman

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