



## 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](mailto: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 Banerjie, 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 Banerjie, 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<br>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/APPELLANT |
|    | 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 and Mr. Javed Akhtar

**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 and Mr. Javed Akhtar

**Original Application No.**

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

- 1) D B CORP LTD. 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 and Mr. Javed Akhtar

1) NEXT RADIO LIMITED 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.

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,  
Ms Deepshikha Sarka, Ms Pallavi Sondhi, Mr. Vivek Prasad  
& Ms. Namrata Dubey – Advocates and Mr. Javed Akhtar

**Original Application No.**

**OP (SEC-31D)/7/2020/CR/NZ**

1) DIGITAL RADIO (MUMBAI) BROADCASTING LIMITED APPLICANT/APPELLANT

Versus

1) PHONOGRAPHIC PERFORMANCE LIMITED INDIA RESPONDENT

2) SAREGAMA INDIA LIMITED

3) ZEE ENTERTAINMENT ENTERPRISES LIMITED

4) 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

**ZEE ENTERTAINMENT ENTERPRISES LTD.**

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

**Original Application No.**

**OP (SEC-31D)/8/2020/CR/NZ**

1) SOUTH ASIA FM LIMITED APPLICANT/APPELLANT

Versus

1) PHONOGRAPHIC PERFORMANCE LIMITED INDIA RESPONDENT

2) SAREGAMA INDIA LIMITED

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 and Mr. Javed Akhtar

**Original Application No.**

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

1) RELIANCE BROADCAST NETWORK LIMITED APPLICANT/APELLANT

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 Banerjie,  
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 and Mr. Javed Akhtar

**Original Application No.**

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

1) HT MEDIA LIMITED APPLICANT/APELLANT

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 (COPYRIGHTS)
HON'BLE S.P. CHOCKALINGAM	TECHNICAL MEMBER (COPYRIGHTS)

**ORDER SHEET**

**18/11/2020**

Shri Saikrishna Rajagopal with Mr. Javed Aktar arguing on behalf of IPRS. The counsel has argued the matter extensively. List for remaining argument on 19.11.2020 at 11.00 A.M.

-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

Disclaimer: This order is being published for present information and should not be taken as a certified copy issued by the Board