

No.N-41015/20/2016-BC.III
GOVERNMENT OF INDIA
MINISTRY OF INFORMATION & BROADCASTING
'A' WING, SHASTRI BHAWAN,
NEW DELHI – 110 001

Dated the 8th Feb., 2017

To

1. All private satellite TV Channels
2. All private FM radio Channels

Subject : Compliance with court order passed by the Hon'ble Supreme Court of India in Writ Petition (Civil) No.855/2016 - Shyam Narayan Chouksey vs. UOI relating to National Anthem of India.

Sir/Madam,

I am directed to forward herewith a copy of the Hon'ble Supreme Court of India's order dated 30.11.2016 passed in the Writ Petition (Civil) No.855/2016 – Shyam Narayan Chouksey vs. UOI relating to National Anthem of India.

2. Having heard the counsel for the parties and awaiting the reply from the UOI, as in interim measure, the Hon'ble Court has issued some directions regarding the usage of the National Anthem such as no commercial exploitation, no dramatization, non-printing of National Anthem or part thereof on any object, playing of National Anthem in cinema halls and no use of abridge version, etc.

3. The Hon'ble High Court has further observed that it is the sacred obligation of every citizen to abide by the ideals engrafted in the Constitution and one such ideal is to show respect for the National Anthem and the National Flag. As laid down in the said order, Learned Attorney General of India had submitted that the UOI shall circulate this order to the Chief Secretaries of all the States and UTs and the order shall be shown in the electronic media and published in the print media so that everyone knows such an order has been passed and follow the same in letter and spirit.

4. Accordingly, all private satellite TV and FM radio channels are requested to give wide publicity to the aforesaid order passed by the Hon'ble Supreme Court of India and also comply with the same in letter and spirit.


(**NEETI SARKAR**)
Director (BC)
Tele. : 23386536

Encl.: A copy of the Order of the Hon'ble Court.

Copy to:

1. Shri Ashish Bagga, President, News Broadcasters Association (NBA), Mantec House, 3rd Floor, C-56/5, Sector 62, NOIDA – 201307.
2. Shri Puneet Goenka, President, The Indian Broadcasting Foundation, B-304, 3rd Floor, Ansal Plaza, Khelgaon Marg, New Delhi – 110049.
3. Shri Rakesh Sharma, Association of Regional Television Broadcasters of India (ARTBI), B-116, Okhla Industrial Area Phase-I, New Delhi – 110065
4. Shri Uday Chawla, Association of Radio Operators for India (AROI), 304, Competent House, F-14, Connaught Place, New Delhi – 110001.

ITEM NO.7

COURT NO.3

SECTION PIL(W)

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition(s) (Civil) No(s). 855/2016

SHYAM NARAYAN CHOUKSEY

Petitioner(s)

VERSUS

UNION OF INDIA
(With office report)

Respondent(s)

Date : 30/11/2016 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE AMITAVA ROY

For Petitioner(s) Mr. Abhinav Shrivastav, Adv.
Mr. Rituvendra Singh, Adv.
Mr. Harmeet Singh Ruprah, Adv.

For Respondent(s) Mr. Mukul Rohtagi, AG
Mr. Ashok Kumar Panda, Sr. Adv.
Mr. Avijit Prasad, Adv.
Ms. Movita, Adv.
Mr. B.K. Prasad, Adv.

UPON hearing the counsel the Court made the following
O R D E R

We have heard Mr. Abhinav Srivastav, learned counsel for the petitioner and Mr. Mukul Rohatgi, learned Attorney General for India along with Mr. A.K. Panda, learned senior counsel for the Union of India.

This Court on 28.10.2016 while entertaining the Writ Petition under Article 32 of the Constitution of India had noted the submissions advanced by the learned counsel for the petitioner, made reference to the enactment, namely, Prevention of Insults to National Honour Act, 1971. It had also taken note