

# **BHUBAN MOHAN TRIPATHY**

**Senior Advocate**

Mob. No. 09835346460

JHARKHAND HIGH COURT, RANCHI

ROOM NO. 3, Advocate's Association Building

Ref. : NIL

Date : 23-03-2010

To,

Shri Saryu Rai,

Ex-Member, Jharkhand Legislative Assembly,

R/O J-Road, P-43, Near Women's College, Bistupur, P.O. and P.S.-Bistupur,

City-Jamshedpur, Dist-East Singhbhum.

Presently residing at Flat No.-402, Lotus Apartment, Near Yuvraj Palace

P.S. and P.O.-Doranda, Ranchi

Dear Sir,

Under the instructions of my client Shri Madhu Korah, Son of Shri Rashika Korah, resident of Village-Patahatu, P.O.-Maluka, P.S.-Jagannathpur, Dist.-West Singhbhum, the Ex. Chief Minister of Jharkhand and presently Member of Parliament, 10, Singhbhum, I hereby give you this Notice and state as follows :

1. That in **PRABHAT KHABAR** dated 13.3.2012, a daily Hindi News Papers, your statements were published in internal page-6 with a heading "**MADHU KORAH KE PASS BIDESHI KHATON KA PATA BATAYA SARYU RAI NE**" You have given a statement that my client has invested huge amount of money in foreign banks and 5 account numbers of different foreign banks were given as under :-

- (i) City Bank, Newyork, Wall Street, Newyork 10043 A/c. No. 36147469, AVA No. 0210000089, CIETIE, U.S. 33
- (ii) Dustse Bank Trust Companies, Americas, 280, Park Drive, P.O. Box No. 318 A/c.

044110955, ABA No. 021001033, Swift BKTRUAS-33.

- (iii) National Bank of Canada, 600RUDALA GWASHIER QUEST, MONTREAL, QUEBEC-H3B4L3, A/c. No. 1016522800101 Swift BNDCANNINT.
  - (iv) Credit Commercial de France 103 Champs Hyasis 75419, Paris, CEDX 08, Swift-CCFRPB, A/c. No. 00203522222 (Euro) and A/c. No. 00203500302 U.S. Dollar &
  - (v) BELMOLIA'S Paris, 6 AV Belaquez, F 750008, Swift BLGOFRPP, A/c. No. 0001082000K (Euro), A/c. No. 0001082992M (U.S. Dollar)
2. That you have also given the same statements in **SADHANA CHANNEL** of Television.
  3. That my Client stoutly and in strong words denies of having or maintaining any of the aforementioned bank accounts in foreign banks.
  4. That my Client aforesaid genuinely asserts and maintain that the statements given by you and published in Hindi Newspaper of wide circulation within the State of Jharkhand and also beyond the State and also your statements which you had given through television, were read & viewed by public.
  5. That my Client further instructs me to inform you that the statements being totally false and baseless were scandalous and defamatory imputations against him. You intended them to be read and viewed by the members of the public with definite intention of harining or with knowledge of having reason to believe that they would harm this reputation, populatiry and political image and thus, he felt greatly hurt and harmed in mind and reputation respectivity.
  6. That your aforesaid statements were per se defarnatory and since your intentions were not for any public good or touching any public question, they were not protected under Exception-3 and 9 to Section-499 of Indian Penal Code and also gives rise to a cause of action for seeking criminal as well as civil remedy.

Sir, In order to avoid civil as well as criminal consequences, I have further been instructed to request you to be good enough to seek unqualified apology from my client within 3 days of the receipt of this Notice through the same print and electronic media with a further assurance that you will refrain yourself from making such defamatory statements against my client without any authentic proof in future.

If you choose to maintain silence in the matter, my client shall be at liberty to take suitable action against you in accordance with law and in that event, you shall be responsible for all costs and consequences.

Awaiting compliance,

Copy of this Notice has been retained in my office for reference.

Thanking you,

Truely yours,

Sd/-

**(B.M. Tripathy)**

Sr. Advocate

Jharkhand High Court

Ranchi

Signature of the Client

Sd/-

Madhu Koda