

Subject: Cyber Appellate Tribunal

From: "KIAN GANZ (Legally India)" <kian.ganz@LegallyIndia.com>

Date: Wed, 15 Jun 2011 00:09:59 +0530

To: Rohit Kochhar <rohit@kochhar.com>

CC: Vivek Ahuja <vivek@confiar.in>

BCC: Rajat Malhotra <rajatmalhotra@lawareassociates.com>, Neha Chauhan <neha.chauhan@legallyindia.com>

Dear Rohit,

This is in pursuance of my conversation with Vivek earlier on Tuesday, wherein he communicated that you were amenable to withdrawing the matter *Rohit Kochhar Versus Legally India and others* (Appeal No. 7 of 2011) pending before the Cyber Regulations Appellate Tribunal, New Delhi, next listed on June 17, 2011, subject to us issuing a clarification in relation to my emails to you dated 11 May 2011.

After having taken advice in the matter and without prejudice to any of our defenses to the aforementioned Appeal and all our contentions in respect thereof, I would like to state that:

1. all our communications with you to date in this regard have been without any intended disrespect and/or malice and have been solely to further the purpose of impartial, fair, accurate and lawful reporting;
2. the e-mails mentioned above and all related conversations were conducted by me in a purely professional capacity while adhering to to the highest standards of responsible journalism;
3. it must be put on record that we have shown absolute restraint in reporting (more specifically not reporting) on your disputes with Mr Beriwal, which are already in the public domain and have found mention in numerous other publications; and
4. any and all of my communications with you have been for seeking clarification and in order to permit you the opportunity to rebut allegations made against you by a third party.

It suffices to state that all parties shall undoubtedly be saved unnecessary effort if you decide to drop the proceedings.

At our end, we assure a continued commitment towards impartial and accurate journalism within the boundaries laid down in law.

We accordingly await your earliest confirmation that you are agreeable to withdraw the appeal pending before the Cyber Regulation Appellate Tribunal by filing necessary applications by tomorrow noon.

I would request you to kindly serve upon us a copy of the same in order to evidence that the same has been brought on record.

Best regards

Kian

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