

Payal Khare  
Advocate

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**BY REGISTERED POST**

To,

Adv. Satish Mahadeorao Uke

R/o- 1271- Parvati Nagar Samrat Building, Rameshwari Road, Nagpur-440027

**Subject:** - Legal notice for defamation

Under the instruction and authority of my client Shri Chandrashekhar Bawankule Resident of Plot No. 28 (A) Shree Jagdamba Niwas Wanjari Bhavan, New Koradi, Nagpur-441111, Member of Legislative Council and exMinister, Nagpur. I hereby serve you the following notice as under:

1. That my client is a known public figure and was elected as member of legislative assembly from the electoral of Kamptee, Mauda in the year of 2004. Since then for consecutively three times my client was elected as MLA with thumping majority and people have reposed faith in the leadership of my client endorsing him as their elected representative due to toil taken by him for the people of State in general and his constituency and district in particular. My client was Minister of New and Renewable Energy, Excise Minister, Government of Maharashtra and also the Guardian Minister Nagpur for the term **2014 to 2019**. My client is currently working as a vice president of Bhartiya Janata Party, Maharashtra. Recently my client has been elected

as Member of Legislative Council. My client is having very high and respectable and clean image, impeccable reputation and stellar standing before public at large.

2. That you noticee is advocate by profession and from the recent utterances and volley of baseless, malicious and defamatory allegations hurled against my client, it is clear that you have strong personal dislike, hatred and malice against my client and therefore, indulging in Gobbelsian propaganda against my client to malign his clean image. You noticee is also having personal grudges against my client as he is candidate and leader of Bhartiya Janata Party and since quite some time, you have appeared personally and professionally on behalf of Congress Party and its State Unit President Nana Falgunrao Patole, who in particular had animus against my client due to political reasons. You noticee is always in search of opportunities to have a press conference and to make scandalous and defamatory allegation without an iota of proof against my client and against the political party to which my client belongs in furtherance of your nefarious agenda.

3. That, you noticee made reckless and false allegation of corruption against my client without there being any proof, obviously to malign the spotless clean image of my client with an oblique motive. You noticee crossed all limits of falsehood and made an utterly false claim during a press conference held on January 31, 2022 at Patrakar (Press) Club of Nagpur that my client is owner of property more than Rs 5000 crores. This is a classic case of *Suppressio Veri Suggestio Falsi* and as a lawyer you are fully aware that such reckless and wild allegations made against a respected public representative is punishable under civil and criminal laws of this country. As a member of legal profession, you have crossed all levels of decency and

decorum by indulging in concocting a false and untenable story purely based on hearsay of an untrustworthy individual

4. That it is submitted that my client has already disclosed his income at the time of filing his nomination on **Affidavit Dated 22/11/2022** while contesting election for Legislative Member of Council. The same has been accepted and verified by the Government Authority therefore there is no substance whatsoever in the false, legally untenable and factually incorrect wild and reckless allegation leveled by you noticee. Such allegation of you noticee is indicative of the fact that out of political vengeance and grudge against my client you noticee have held the aforesaid press conference with an oblique motive to tarnish image of my client and made false, frivolous and scandalous allegations without any legally tenable documents or evidence and tried to create sensation by hurling completely malicious and mischievous accusations just to earn cheap publicity and to cause irreparable loss to fair and clean image of my client. You noticee yourself being an advocate must be aware about the settled position in law that unless and until the allegation are proved in Court, such defamatory allegations not backed by any judicially tenable evidence can be made in public. In fact as a member of legal profession it was expected that you would take due care and caution before embarking upon such a journey trampling rights of my client with your false, frivolous and irresponsible statements not backed by any fact or legal scrutiny, which makes the entire episode all the more serious.

5. That, from the entire press conference and the statement given by you noticee, it is apparent that you noticee were making the allegation on the basis of wild and reckless gossips, unreliable information and hearsay knowledge shared by untrustworthy and discredited individuals. It shows the true intension of you noticee that you noticee was trying to desperately hog the limelight in the media and you were trying to gain political mileage at the cost

of fair image of my client. Therefore with this sole and condemnable motive you noticee made the aforesaid false and fabricated statement against my client. You noticee is in the habit of making wild, baseless and defamatory statement against many of the people holding top position without an iota of evidence and on many occasions Hon'ble High Court had rapped you and deprecated your conduct for indulging in such activities.

6. That, the media platforms are available to share valuable, correct and truthful information. But you noticee having complete knowledge of this fact that the information shared by you mentioned supra is not only false but also derogatory and defamatory in nature, shared such content before media without due diligence, or rather deliberately supplied such irresponsible and patently false information in furtherance of your nefarious designs and obviously for scoring cheap political point and with an oblique motive at the behest of persons inimical towards my client. The very object behind such action is that my client should face embarrassment and to malign his image. Therefore you noticee is responsible for causing loss of reputation of my client due to wild, baseless, false and malicious statements made without any evidence fully knowing that there is no element of truth in them and they were made to divert major issues of public importance raised by my client and this orchestrated move made in most indecent and uncouth manner before the media in breach of all legal prudence and therefore such conduct needs to be deprecated and denounced in most harshest of words.

7. There is every possibility that you noticee may continue to publish such defamatory content in future causing loss to the image of my client. It would be pertinent to note here that my client is having no enmity or any dispute with you noticee personally which would give you noticee a reason to have



grudge against my client. Even then, you noticee had indulged in deliberate campaign to defame my client without any evidence since past some time. As a responsible public representative who truly believes in democratic polity, my client ignored such malicious allegations vitriolic in nature for past many years. But the personal allegation levelled against my client during the press conference held on January 31, 2022 at Patrakar Club has crossed all limits and has seriously infringed Right of Fair Image and Right to Privacy of my client and this is an attempt to dent the clean image of my client in the eyes of public by you notices by indulging in most callous and brazen manner out of political vengeance and rivalry. It is clear that you noticee have indulged in irresponsible and illegal activities obviously at the behest of political rivals of my client. Out of this grudge you noticee made several defamatory statements against my client in the aforesaid press conference, obviously without any legally tenable evidence and this malicious campaign carried out by you noticee has no basis, no element of truth and obviously is handiwork of persons who want to damage the clean reputation of my client.

8. The acts of you noticee have not only caused loss to the reputation of my client but it has also caused mental harassment and trauma to my client. My client being the esteemed member of society and known public figure cannot be defamed in such a manner by adopting Gobbelsian tactics and by hurling false, frivolous and patently bogus allegations. Due to malicious post shared by you noticee my client has been made to suffer severe mental agony and distress before the public at large.

9. Hence with the instant notice I hereby call upon you noticee to pay damages of Rs. 50 Crore to my client within 15 days from the receipt of this notice. Else I am having standing instruction from my client to proceed against you noticee in appropriate civil as well as criminal court of law. You

noticee would be responsible for the cost and consequences arising there from.

Nagpur

Dated: 02/02/2022



Payal Khare

(Advocate)