

BEFORE THE FILM CERTIFICATION APPELLATE TRIBUNAL,
NEW DELHI

APPEAL AGAINST ORDER DATED 16.03.2017

FOR THE FILM - " SAMEER"

NOMAD MOVIES PVT. LTD.,
Through its Managing Director
Dakxinkumar Bajrange,
134-B Ward
Chharanagar Road
Kubernagar- 382340
Ahmedabad
(GUJARAT)

..... APPELLANT

VERSUS

THE CENTRAL BOARD OF FILM CERTIFICATION
THROUGH ITS Regional Office at 91-E,
Bharat Bhavan, Walkeshwar Road,
MUMBAI- 400 006

..... RESPONDENT

I, Dakxinkumar Bajrange, Son of Shri Nandlal Shyamji Bajrange, Aged about 43 years, am the Director of the film titled "SAMEER" in Hindi language (hereinafter called 'the Film'), do hereby solemnly affirm and state on oath:-

1. I say that I am the Co-producer and Director of the film "Sameer" starring Seema Biswas and Mohd. Zeeshan Ayub and others ('Said Film') and am acquainted with the facts and circumstances of the present application.

2. I say that being aggrieved by the order dated 16.03.2017 bearing No. DIL/99/2017-MUM/1438 passed by the Respondent

– CBFC through its Regional Officer, impugned order), the Appellant has preferred this Appeal under Section 5(c) of the Cinematograph Act, 1952 against the impugned order.

3. The Hon'ble Tribunal screened the film on 17.05.2017 at 2.00 p.m. at Film Division Auditorium, Mahadev Road, New Delhi- 110 001.

4. During the hearing, the Hon'ble Tribunal inter alia expressed their objection with regard to the last 12 minutes of the film and gave the Appellant an opportunity to carry out voluntary modifications, if any.

5. In this regard, the appellant after viewing the film in his studio and making modifications at the editing table and after giving it a thought has come to a conclusion that the last 12 minutes of the film are the highlights of the film and if any modifications or excisions are made to the last 12 minutes of the film, then the texture and the thought behind the film would be lost and the main twist of the film which comes in the last 12 Minutes would be gone.

6. It is most respectfully submitted that some films which were made on similar theme had been granted "UA" Certificate by the Censor Board. The said films are "Pukar" starring Anil Kapoor and Madhuri Dixit, "Haider" starring Tabbu & Shahid Kapoor, "Rajneeti" starring Katrina Kaif and Ranveer Kapoor, "Gangaajal" starring Ajay Devgn and Gracy Singh. "Shanghai" Starring Imran Hashmi, & "Khakee" –starring –Amitabh

Bachchan & Ors. A brief synopsis of the above films is annexed herewith and marked as **Exhibit-“A”**.

7. I state that considering the bench marks set by the previous films passed by CBFC, we have invested approximately 1 Crore (Rupees One Crore only) to make this subject film and have taken utmost care to keep the Subject film within the parameters of the bench marks set by earlier films. Therefore, refusal of “U/UA” certificate to the subject film will be unfair for the Appellant and will be against the principles of natural justice.

In view of the aforesaid, the Appellant humbly prays that this Hon’ble Tribunal be pleased to take a note of the above submissions which are without prejudice and grant “U/UA” Certificate to the Cinematograph Film “SAMEER” for its theatrical exhibition.

Solemnly affirmed at Ahmadabad

Dated __May, 2017

DEPONENT

BEFORE ME

(HARSHVARDHAN JHA)
Advocate for the Appellant

**BEFORE THE FILM CERTIFICATION APPELLATE
TRIBUNAL, NEW DELHI**

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Dakxinkumar Bajrange, APPELLANT

VERSUS

THE CENTRAL BOARD OF FILM
CERTIFICATION. RESPONDENT

I N D E X

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1. Affidavit of Dakxinkumar Bajrange
Co-Producer and Director of the Film
“Sameer” . 1 – 4
 2. Exhibit-“A”
(A brief synopsis of the above films
is annexed herewith and marked as 5 -
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(HARSHVARDHAN JHA)
NAIK NAIK & CO.
Advocates for the Appellant
12, Lawyers Chambers,
Supreme Court of India,
NEW DELHI- 110 001
Ph: 23389356

NEW DELHI
DATED: __.05.2017