



CONSULTA LEGAL  
LAW FIRM

**Courier / Regd Ad/email**

**Dated August 13,2018**

To,  
J.P. Films  
101 102 Sai Baba Tower,  
N Dutta Marg , Andheri West, Mumbai-53

Nidhi Dutta  
J.P. Films  
101 102 Sai Baba Tower,  
N Dutta Marg , Andheri West, Mumbai-53

jaszi@jpfilms.net

Sub: Legal Notice

Sir,

We write to you on behalf of "our Client" M/s. Nigam Bomzan who has instructed us to state as under:

1. Our client is a well-known cinematographer in the Film industry you met our client in 2017 and engaged our client to shoot the film Paltan starring Jackie Shroff, Arjun Rampal, Harshvardhan & Ors. Our client services were engaged for a total remuneration of Rs.18,00,000/- (Rupees Eighteen Lakhs Only) plus Gst , also services of 5 no. of assistants were engaged under our client in the cinematography department the services of the assistants were engaged post your confirmation on their engagement terms. Our client successfully shot the film for the committed 54 days , our client successfully completed the Leh shooting in two schedule in 54 days . Post the Leh schedule our client could not provide his services because his sister took ill and therefore it was decided between yourself and our client that the balance 20% of the film will be shot by another cinematographer, our client was most cordial and even though no official no objection was procured by our client , our client still permitted yourself to engage another cinematographer so that the film could be completed in time.

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LAW FIRM

2. Our client instruct us to state that that you had no grievances against our client infact our client's services were immensely appreciated. Our client kept demanding his outstanding monies since he was in dire need for his sisters treatment and also the assistants needed their balance dues. You assured our client that you would pay our client and that you were unable to pay since ZEE studios had not paid you monies and that as soon as ZEE pays, you shall pay our client and his assistants all the balance monies. Our client patiently waited for all these months to get his balance dues.
  
3. Our client was shocked when he saw the trailer the film , he was aghast to see that the film trailer did not carry his name as the cinematographer , he could not understand as to why was he not provided credits in the film whereas everyone in the industry very well knew that he was the cinematographer of the film. The trailer also announced the release date of the film Le 7<sup>th</sup> September 2018. Our client contacted you, but you have stopped communicating with our client, this has clearly displayed your intentions that you are now trying to infringe our client's work and deny his rightful dues and his credits. Our client has also received a feeler that you do not have any intentions to pay our client since you have now even denied to provide him credits, the only reason for you to deny him credits is so that you can use his product of services without taking any assignment from our client and without paying him his rightful dues because the moment you give him credits you will knowledge his services and he shall be entitled to receive his dues. But it seems you have forgotten that the fact is very well known that the film is shot by him as the cinematographer. There is enough and more evidence to prove the same and as and when the same is required our client shall produce the same.
  
4. Our client instruct us to state that by not providing him credits and by not paying him his entire dues you have deliberately deprived our client entirely of his hard work you have caused him huge reputational losses and financial losses. You have time and again assured our client that you shall clear his outstanding dues but till date our client has not been paid his dues , now our client is not left with

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LAW FIRM

any alternative but to proceed legally against you since the film is now shortly to be released.

5. Our client demands that his entire monies be paid immediately to him, since he has complied with all his obligations and has successfully shot 80% of the film and the same is a known fact our client has all messages to establish his claim and shall be relying upon the same as and when the same is required, our client states that it is only fair for him to receive his balance consideration and his due credits. Till such time our client is not paid his balance consideration our client will have a lien on the film for the services provided by him.
6. Our client further states that he is entitled to the credits as the cinematographer of the film our client has toiled very hard on the film and he deserves to receive credits and his remuneration and also the assistants have provided their services and they need to also be paid their outstanding dues.

In view of the above circumstances, we are instructed by our client to call upon you to within twenty four (24) hours from receipt of this notice comply with the below:

- a. the film has been shot by our film therefore our client needs to be provided due credits in the film;
- b. pay our client his outstanding dues;
- c. pay the assistants of our client their outstanding dues;

Kindly note if you choose to initiate any action in pursuance of the said notice, Our client shall defend the same entirely at your risk as to costs and consequences arising therefrom, which you may please note. Our client also retains his rights to institute other civil and criminal proceedings against you to protect our clients' rights.

We hope better counsel will prevail upon you and you shall settle this matter amicably. Any correspondence and / or communication in this regard shall be routed through our legal firm at the address given herein below.

*Pw*



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Also note that the present notice is without prejudice to the other rights legally available to our client.

A copy of this notice is retained in our office for reference and record.

For Consulta Legal

Rohini Vakil Kapoor

Advocate.

C.C

**Essel Vision Production Limited**

at 4th Floor, Fun Republic Building,

New Link Road, Opposite Laxmi Industrial Estate, Andheri West, Mumbai -400053

**Zee Entertainment Enterprises Limited**

18<sup>th</sup> Floor, A Wing, Marathon Futurex,

N M Joshi Marg, Lower Parel, Mumbai 400013