

**Government of India
Ministry of Communications
Department of Telecommunications
Sanchar Bhawan, 20-Ashoka Road, New Delhi-110001
(DS Cell)**

No. DS-11/139/2017-DS-III(Vol.III)

Dated:-03-11-2023

**To,
M/s MNK Infoway Pvt. Ltd.
Shop No.02, Gayak Mohd, Rafik Nagar,
Govandi, Mumbai-400043.
Cin No.- U64200MH2017PTC290073**

Email- nazimkhan10172@gmail.com & khannazim05@gmail.com

Sub: - Termination/Revocation/Cancellation of UL(VNO)-ISP Category 'A' license no. DS-11/139/2017-DS-III dated 25.10.2017 for All India of M/s MNK Infoway Private Limited, under condition of clause 10.2 (i) (Part-I) of the License Agreement.

In respect of your reply dated **18.04.2023** to the Show Cause Notice dated **30.03.2023**. **In this reference it is noted that :**

(i) TP 169 of 2014 pertains to matter regarding inclusion of Revenue from Pure internet services in AGR for UL ISP licensees and those who have migrated to UL ISP license. The matter is subjudice vide CA 220/2021 in Hon'ble Supreme court .TP 108 of 2017 and TP 87 of 2019 are also linked to the same case.

(ii) M/s MNK Infoway Private Limited is a UL VNO ISP Category A licensee and in case of VNO licensees charges paid by them to NSOs are allowed as a deduction on submission of required documents as per license agreement. UL VNO ISP licensees are not linked to TP 169 of 2014 in any manner.

2. Therefore it is seen that you have not complied with Financial conditions of the License as stated in the said show cause notice.

3. As such, the competent Authority has decided to terminate/revoke/cancel the **category UL(VNO)-ISP Category 'A' license no. DS-11/139/2017-DS-III dated 25.10.2017 for All India of M/s MNK Infoway Private Limited, under condition of clause 10.2 (i) (Part-I) of the License Agreement.** Accordingly, the said license is terminated/revoked/cancelled **w.e.f. 61st calendar day from the date of issue of this letter.** You are directed to terminate and stop all interconnections with all service providers w.e.f. the date of termination of this

License / Authorization.

4. As per condition 10.2(i) of the said Unified License Agreement, *The Licensee shall be required to give a notice of at least 30 Calendar days to its customers within this period of revocation order*". Therefore, it is requested to issue notice of at least 30 Calendar days to all your customers within 30 days from today.

5. It may be noted that if any other violation of license conditions is reported against you then necessary action i.r.o said violation may be initiated in due course of time. The Bank Guarantee(s) submitted against the said license will be released under clause 11.2 (Part-I) of Unified License after ensuring clearance of dues including dues/penalty arising, if any, as a consequence of the aforesaid violation.

6. As far as the dues of DS division are concerned the same shall be intimated in due course of time to O/o CGCA. Further, DG(T), WPC, Concerned CCA, WPF divisions are requested to ascertain their dues and issue "No Dues Certificate" / details of dues to O/O CGCA expeditiously..

7. Kindly acknowledge the receipt.

(R K Meena)
Director (DS-II)
E-mail:dirids2-dot@nic.in

Copy to: -

1. **DG Telecom, DOT (HQ), With a request to instruct the concerned LSA / LSAs to intimate all Licensees/Infrastructure Providers in their area to discontinue to provide/obtain any "telecom resources" to/from the M/s MNK Infoway Private Limited and for issue of Dues/No Dues Certificate till the effective date of termination of License and convey to office of CGCA**
2. **Sr. DDG Mumbai LSA**
3. **Sr. Joint CGCA(Revenue), Office of CGCA (With a request to Release the Bank Guarantees of the aforesaid company after ensuring dues from respective sections of DOT as per letter no. vide letter No.1-90/2012/LF-1(Pt.1) dated 05.09.2018 and letter No.1-8/2017/LFP-1 dated 17.04.2017)**
4. **Secretary, (TRAI)**
5. **Wireless Advisor, for issue of Dues/No Dues Certificate till the effective date of termination of License and convey to office of CGCA**
6. **DDG(LFP).**
7. **Dy. CCA, O/o CCA, Mumbai.**
8. **Director (DS-III),**
9. **DOT website for all Licensees to discontinue all telecom resources as per above.**
10. **F.No . DS-11/139/2017-DS-III(Vol.III)**

