



# INDIAN BAR ASSOCIATION

(THE ADVOCATES' ASSOCIATION OF INDIA)

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August 21, 2021

To

Ms. Fereshte D Sethna

Senior Partner

DMD ADVOCATES

121, Maker Chambers IV,

Nariman Point

Mumbai – 400 021

**Sub:-** Non reply to two notices

**Ref:-** Wrong judgment of the Supreme Court relied upon by you

Madam,

1. I have sent you Notice on **15<sup>th</sup> July, 2021** which reads thus;

*“1. We have received your reply dated July 13, 2021 to our Legal Notice dated July 7, 2021.*

2. *Para 2 of your reply reads as under;*

*“2. Your attention is invited to the decision of the Hon'ble Supreme Court in Suo Motu Writ Petition (Civil) No. 3 of 2021 vide order dated 31 May 2021 wherein it has been highlighted that "the issue of vaccination is absolutely crucial, since health experts*

*DNOjha.*

*globally agree that vaccination of the nation's entire eligible population is the singular most important task in efficiently combating the COVID-19 pandemic in the long run.....”*

3. *We have perused the order dated May 31, 2021 passed by Hon'ble Supreme Court in Suo Motu Writ Petition (Civil) No. 3 of 2021. [Copy attached]*

*There is no such statement in the said order as cited by you in para 2 of your reply dated July 13, 2021.*

4. *Request you to respond/clarify.*
5. *A mail to this effect has also been sent on [mumbai@dmd.law](mailto:mumbai@dmd.law) on July 14, 2021 from mail id [dipaliojha@indianbarassociation.in](mailto:dipaliojha@indianbarassociation.in). Kindly check.”*

2. Despite the above-mentioned notice which was served at your office as well as on the email on **July 15, 2021**, you have not responded to this notice till date.
3. I have sent a reminder mail on **July 23, 2021** which also has not been responded to till date.
4. As a last chance, I am sending this notice and I expect a prompt and sincere reply from you.
5. Please note that, in the event of your failure to respond/reply within **7 days** from the receipt of this notice, I will treat it as your admission to the effect that you have, at your own, created those impugned words which you have stated in para 2 of your reply dated **July 13, 2021** and that you have, malafidely put these impugned words in the mouth of Hon'ble Supreme Court.

*DNOjha.*

6. In that case, you shall be personally liable for action under **section 12 of Contempt of Courts Act, 1971** and other provisions of **IPC** such as **192, 193, 471, 474 r/w 120 (B) & 34 of IPC.**
7. Hence, I request you one more time to send your reply at the earliest and make your stand clear, so as to avoid any such consequences.

Thank You.

Sincerely

A handwritten signature in black ink, appearing to read 'DNOjha.', with a horizontal line underneath.

Adv. Dipali N. Ojha

Head – Legal Cell