

BY EMAIL & DoT website

Government of India  
Ministry of Communications  
Department of Telecommunications  
Sanchar Bhawan, 20, Ashoka Road, New Delhi - 110 001  
(Data Services Cell)

No. 813-07/LM-34/2024-DS-II

Dated: #ApprovedDate#

To,

All Internet Service Licensee

**Subject: CS (COMM) 712 of 2024 Manash Lifestyle Private Limited Versus Purple.live & Ors. before the High Court of Delhi**

Kindly find the enclosed Hon'ble Delhi High Court order dated **23.08.2024** on the subject matter.

2. Please refer to the **para 38** of the said court order in respect of blocking of websites enumerated in para 24 of aforesaid court order.
3. In view of the above, all the Internet Service licensees are hereby instructed to take immediate necessary action for blocking of the said website, as above, for compliance of the said court order.

 19.11.24

Dir (DS-II)

Email: dirds2-dot@nic.in

Encl:A/A

**Copy to:**

- i. Sh. V.Chinnasamy, Scientist E (chinnasamy.v@meity.gov.in), Electronics Niketan, Ministry of Electronics and Information Technology (MeitY) New Delhi for kind information and with request to take action as per **Annexure**.
- ii. Nageshwar Kumha <info@deyandkumhar.com> Plaintiff Advocate for kind information.
  - a. Take action as per Annexure.
  - iii. IT wing of DoT for uploading on DoT websites please.



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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CS(COMM) 712/2024 & I.A. Nos. 37217/2024, 37218/2024,  
37219/2024 & 37220/2024

RPFAS TECHNOLOGIES PRIVATE LIMITED .....Plaintiff

Through: Mr. Vipin Tyagi with Ms. Sanjana  
Jain, Advocates.  
Email: vipin.tyagi@appartners.in

versus

MINISTRY OF COMMUNICATIONS AND ORS. ....Defendants

Through: None.

**CORAM:**  
**HON'BLE MS. JUSTICE MINI PUSHKARNA**

**ORDER**  
**23.08.2024**

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**I.A. 37219/2024 (Exemption from filing clearer copies of documents)**

1. The present is an application under Section 151 of the Code of Civil Procedure, 1908 ("CPC"), on behalf of the plaintiff, seeking exemption from filing clearer copies/documents with correct margins.
2. Exemption is granted, subject to all just exceptions.
3. Applicant shall file legible, clear, and translated copies of the documents, on which the plaintiff may seek to place reliance, before the next date of hearing.
4. Accordingly, the present application is disposed of.

**I.A. 37220/2024 (Exemption from advance service to the defendant nos. 1 and 2)**



5. The present is an application under Section 151 CPC, seeking exemption from advance service to the defendant nos. 1 and 2.

6. The plaintiff seeks urgent interim relief. Therefore, in the peculiar facts and circumstances of this case, exemption from effecting advance service upon the defendant nos. 1 and 2, is granted.

7. For the reasons stated in the application, the same is allowed and disposed of.

**I.A. 37218/2024 (Application seeking leave to file additional documents)**

8. This is an application under Order XI Rule 1(4) read with Section 151 CPC as amended by the Commercial Courts Act, 2015, seeking leave to file additional documents.

9. The plaintiff, if it wishes to file additional documents at a later stage, shall do so strictly as per the provisions of Commercial Courts Act, 2015, and the Delhi High Court (Original Side) Rules, 2018.

10. The application is disposed of, with the aforesaid directions.

**CS(COMM) 712/2024**

11. Learned counsel appearing for the plaintiff submits that urgent relief in the matter is sought for. Further, he submits that directions are being sought against defendant no. 10, who is John Doe/Ashok Kumar, unknown persons. Therefore, it is submitted that Pre-Litigation Mediation is not possible and that exemption may be granted accordingly.

12. Considering the aforesaid submission, exemption is granted from Pre-Litigation Mediation

13. Accordingly, let the plaint be registered as suit.

14. Upon filing of the process fee, issue summons to the defendants by all permissible modes. Summons shall state that the written statement be filed







20. It is submitted that the plaintiff's platform is one of the leading Virtual Digital Asset ("VDA") exchanges in the country. VDAs essentially relate to virtual assets which can be traded, transferred or used for payment, such as cryptocurrencies. It is submitted that the plaintiff essentially provides an online trading platform to trade VDAs, which are also known as virtual financial assets, cryptographic tokens, digital tokens, and/or cryptographic currency and derivatives linked to VDAs or indices thereof. The buyers and sellers place orders on the plaintiff's platform Mudrex.

21. It is submitted that the plaintiff also explicitly mentions in its terms and conditions that the services and all technology, content and other materials used, displayed or provided in connection with Mudrex, along with all intellectual property rights therein, are protected by copyrights, patent, trademark and other applicable laws.

22. Learned counsel appearing for the plaintiff submits that the plaintiff has filed applications for registration of its trademark, details of which are as follows:-

S. No.	Trademark	Jurisdiction	Application No.	Hearing details
.				



1.	Mudrex 	India (CGPDT)	5647788	A hearing with the Trademarks registry is scheduled for 24.07.2024
2.	Mudrex 	India (CGPDT)	5647789	The Trademarks registry is yet to set up a hearing.
3.	MUDREX	USA (USPTO)	9779760 3	The mark has passed the examination stage and the USPTO did not have substantial bars to the registration.  However, the application has been suspended until the Indian registration is completed.
4.	MUDREX	USA (USPTO)	9779760 4	The mark has passed the examination stage and the USPTO did not have substantial bars to the registration.  However, the application has been suspended until the Indian registration is completed.

23. It is submitted that the marks of the plaintiff are used extensively for conducting its business activities and interacting with users across the country. By virtue of the registrations, the plaintiff is conferred with the sole and exclusive right to the use the marks in relation to the services offered by it.

24. It is submitted that it has recently come to the attention of the plaintiff



that the following websites have been using the trademark of the plaintiff:-

- a. <https://www.mudrexbz.com/#/>
- b. <https://mudrexbv.com/#/>
- c. <https://mudrexbn.com/#/>
- d. <https://mudrexvw.com/#/>
- e. <https://mudrexvq.com/#/>
- f. <https://mudrexvu.com/>
- g. <https://www.mudrexvp.com/>
- h. <https://mudrexvg.com/>
- i. <https://www.mudrexvh.com/>
- j. <https://mudrexvd.com/>
- k. <https://mudrexvq.com/#/>
- l. <http://www.mudrexvw.com/>
- m. <https://mudrexvc.com/>
- n. <https://www.mudrexvt.com/>
- o. <https://www.mudrexvy.com/>
- p. <http://mudrexvu.com/>
- q. <https://mudrexvi.com/>
- r. <https://www.mudrexvf.com/>
- s. <https://www.mudrexvd.com/>
- t. <https://mudrexvg.com/>
- u. <https://www.mudrexvh.com/>
- v. <https://mudrexvb.com/>
- w. <https://www.mudrexvm.com/#/>
- x. <https://mudrexvn.com/#/>



- y. <https://mudrexxw.com/#/>
- z. <https://www.mudrexxr.com/#/>
- aa. <https://mudrexxe.com/#/>
- bb. <https://mudrexxt.com/>
- cc. <https://www.mudrexxi.com/>
- dd. <https://www.mudrexxu.com/>
- ee. <https://www.mudrexxo.com/#/>
- ff. <https://mudrexxp.com/#/>
- gg. <https://mudrexxs.com/#/>
- hh. <https://mudrexxf.com/>
- ii. <https://mudrexxd.com/>
- jj. <https://www.mudrexxh.com/>
- kk. <https://mudrexxg.com/>
- ll. <https://www.mudrexxc.com/>

25. It is submitted that the domain name registrar of these websites is defendant no. 3.

26. It is submitted that from the modus operandi of the defendant no. 10, it is clear that infringing websites are reaching the people through defendant no. 9, promising them work opportunities, and by giving them tasks of Google reviews and rewarding them with money on finishing the task. The modus operandi of defendant no. 10 in detail has been explained by an aggrieved user in his complaint dated 29<sup>th</sup> April, 2024, where he has detailed how he lost lakhs of rupees to the scam perpetrated by defendant no. 10.

27. It is submitted that under the garb of investment and completion of tasks, defendant no. 10 through the infringing websites is duping innocent customers into investing lakhs of rupees on their fraudulent websites, as well as sharing sensitive documents such as their Aadhar Card, Pan Card, bank statement, property papers, etc., post which, they stop responding to them







Section 29 of the Trade Marks Act, 1999, as well as a violation of the common law rights of the plaintiff in these trademarks.

33. It is submitted that defendant no. 10's activities are extremely clandestine, as they are likely using fake names and aliases in their interactions.

34. It is submitted that owing to these infringing acts, defendant no. 10 has made and are continuing to make illegal profits and are causing losses to the plaintiff. The defendant no. 10's aforesaid infringing acts have also caused and continue to cause undue harm and injury to the reputation and goodwill to the plaintiff and its marks.

35. Having heard learned counsel appearing for the plaintiff, the plaintiff has demonstrated a *prima facie* case for grant of injunction and in case, no ex-parte ad-interim injunction is granted, the plaintiff will suffer irreparable loss. Further, the balance of convenience also lies in favour of the plaintiff and against the defendants.

36. Accordingly, till the next date of hearing, defendant no. 10, their associated companies, subsidiaries, directors, wholesalers, distributors, partners or proprietors, as the case may be, its officers, servant and agents, are restrained from using in any manner whatsoever for any goods or services the plaintiff's marks and/or any mark deceptively similar to the plaintiff's trademarks, amounting to infringement of the plaintiff's trademarks and passing off.

37. Defendant no. 10 is directed to take down the infringing websites within 48 hours of passing this order. In case, the defendant no. 10 does not take any action for taking down the infringing websites, then defendant nos. 4 to 8 shall take immediate steps to block access to all the infringing



websites.

38. It is further directed that defendant nos. 1 and 2 shall ensure that the infringing websites are blocked by defendant nos. 4 to 8.

39. Issue notice to the defendants by all permissible modes, upon filing of process fees, returnable on the next date of hearing.

40. Reply be filed within a period of four weeks, from the date of service.

41. Rejoinder thereto, if any, be filed within a period of two weeks, thereafter.

42. Compliance of Order XXXIX Rule 3 CPC, be done, within a period of one week, from today.

43. List before the Court on 16<sup>th</sup> December, 2024.

**MINI PUSHKARNA, J**

**AUGUST 23, 2024**

**c**

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(ORDINARY ORIGINAL COMMERCIAL CIVIL JURISDICTION)

C.S. (COMM.) NO. \_\_\_\_\_ OF 2024

COMMERCIAL CODE NO. 36017

IN THE MATTER OF:

RPFAS TECHNOLOGIES PRIVATE  
LIMITED

... PLAINTIFF

VERSUS

MINISTRY OF COMMUNICATIONS  
& ORS.

... DEFENDANTS

**MEMO OF PARTIES**

**RPFAS Technologies Private Limited**

CIN: U74999KA2018PTC109384

Through its Authorised Signatory,

Mr. Amit Ravidas Rangari

Registered office at: Unit No. I-202,

Meadow in the Sun, Kesavanahali Main

Road, Bengaluru, Karnataka – 560035

Email: [rpfas.legal@gmail.com](mailto:rpfas.legal@gmail.com)

... Plaintiff

Versus

- Ministry of Communications**  
Department of Telecommunications  
Sanchar Bhawan, 20 Ashoka Road  
New Delhi – 110001  
Email: [Dysecyvig.hq-dot@nic.in](mailto:Dysecyvig.hq-dot@nic.in)

... Defendant No.1

- Ministry of Electronics and Information  
Technology**



Electronics Niketan, 6, CGO Complex,  
Lodhi Road, New Delhi - 110003  
E-mail: webmaster@meity.gov.in  
Phone No: +91-11-24361756

... Defendant No.2

3. **NameSilo LLC**  
1300 E. Missouri Ave.  
Suite A-110  
Phoenix AZ 85014  
United States  
+1 6024928198  
Email: support@namesilo.com  
abuse@namesilo.com

... Defendant No.3

4. **Reliance Jio Infocomm Ltd.**  
Through its authorised representative  
Registered Office: 101, Saffron, Nr. Centre  
Point Panchwati 5 Rasta, Ambawadi,  
Ahmedabad – 380 006 Gujarat, India  
Email: jio.bugsreporting@jio.com

... Defendant No.4

5. **Bharti Airtel Ltd.**  
Through its authorised representative  
Registered Office: Airtel Center Plot No. 16,  
Udyog Vihar, Phase-IV, Gurugram  
Email: dthnodal.dl@airtel.com

... Defendant No.5

6. **Vodafone Idea Ltd.**  
Through its authorised representative  
Registered Office: Suman Tower, Plot No.  
18, Sector-11, Gandhinagar Gujarat 382011  
Email: shs@vodafoneidea.com

... Defendant No.6

7. **Bharat Sanchar Nigam Limited**  
Through its authorised representative



*[Handwritten Signature]*

Registered Office: Bharat Sanchar Bhavan,  
Harish Chandra Mathur Lane Janpath, New  
Delhi-110 001

Email: csgml@bsnl.co.in

... Defendant No.7

8. **Atria Convergence Technologies Limited**  
Through its authorised representative  
Registered Office: No.1, 2nd & 3rd Floor,  
Indian Express Building, Queen's Road,  
Bengaluru-560001, Karnataka  
Email: jithesh.chathambil@actcorp.in

... Defendant No.8

9. **Telegram FZ LLC,**  
Internet City Building 11,  
Dubai Internet City Buildings,  
Al Safouh Second, Jumeirah, Dubai  
Email:

... Defendant No. 9

10. **John Doe / Ashok Kumar**

... Defendant No. 10

Through:

*Vipin*

Vipin Tyagi / Kanak Malik/ Sanjana Jain/ Tejasvi Mahajan  
Counsels for the Plaintiff  
AP & Partners

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(D/1081/2009)

Place: New Delhi  
Date: 22.07.2024



*[Handwritten Signature]*

**Annexure**

Subject: Action requested to be taken by MEITY and Plaintiff for effective removal of content for viewing by public at large within India as per the said orders of Hon'ble Court.

It is observed that a number of orders of Hon'ble Court are issued for blocking of websites every month. There are around more than 2700 ISPs in India and these ISPs are connected among themselves in a mesh network. DOT is instructing each of the ISPs through emails/through its website for blocking of the websites as ordered by the Hon'ble Courts. Ensuring compliance of the orders by each of the ISPs is a time-consuming and complex task especially in view of multiplicity of orders of Hon'ble Courts, multiplicity of websites to be blocked and multiplicity of ISPs.

2. Allocation of Business Rules inter-alia states thus:-

*'Policy matters relating to information technology; Electronics; and Internet (all matters other than licensing of Internet Service Provider).'*

3. In view of above and in order to ensure effective removal by content for viewing by public at large, the plaintiff is requested to do a trace route of the web server hosting the said website. In case the web server happens to be in India, the plaintiff may inform the same to Meity who may direct the owner of such web server to stop transmission of content as per IT Act and as directed by the Hon'ble Court so that the content would be blocked from the source itself and the exercise of blocking by 2700 ISPs would not be required.

4. In case such server is located abroad i.e. outside India then access to such URL/website can be blocked through the international internet gateways which are much less in number. This would result in timely and effectively removal of undesirable content for viewing by public at large as is the requirement as per the orders of Hon'ble Court.