

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-20/2024-DS-II

Dated: ~~28.06.2024~~

01.07.2024

To,

All Internet Service Licensee

Subject: CS (COMM) No. 469 of 2024 GITPL v Ashok Kumar & Ors. Before Hon'ble Delhi High Court.

Kindly find the enclosed Hon'ble Delhi High Court order dated **29.05.2024** on the subject matter.

2. Please refer to the **para 21.7** of the said court order in respect of blocking of **websites** enumerated in the para 21.2.
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.



Dir (DS-II)

Email: dirds2-dot@nic.in

Encl:A/A

Copy to:

- (i) DGT for Necessary action w.r.t blocking of Telephone Nos.
- (ii) DDG(AS) for kind information
- (iii) 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**.

(iv) Kaustubh Rai <kaustubh.rai@apogeelawoffices.com> Plaintiff Advocate for kind information.

a) Take action as per Annexure.

(v) IT wing of DoT for uploading on DoT websites please.

A handwritten signature in dark ink, appearing to be 'K. Rai', is written over a horizontal line. The signature is somewhat stylized and partially obscured by the line.



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

+ CS(COMM) 469/2024

AMBUJA CEMENTS LIMITED

..... Plaintiff

Through: Mr. Rajshekhar Rao, Senior Advocate
with Mr. Ajay Singh, Mr. Amit
Kumar, Mr. Vivek Kumar Singh, Mr.
Deepak Khandelwal and Ms.
Vishakha Gupta, Advocates.

versus

SUDHEER SHARMA AND ORS.

..... Defendants

Through: Mr. Neel Mason, Mr. Vihan Dang and
Mr. Ujjawal Bhargava, Advocates for
D-13.

Mr. Saurabh Kumar, Advocate for D-
14.

Mr. Debarshi Dutta, Mr. Mrinal Ojha,
Ms. Tanya Chaudhry and Mr. Arjun
Mookerjee, Advocates for D-15.

Mr. Apoorv Kurup, CGSC with Mr.
Gurjas Singh Narula, Advocates for
D-29 & 30.

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

%

29.05.2024

I.A. 30815/2024(seeking leave to file additional documents)

1. This is an application seeking leave to file additional documents under the Commercial Courts Act, 2015.
2. Plaintiff, if it wishes to file additional documents at a later stage, shall do so strictly as per the provisions of the said Act.
3. Disposed of.



I.A. 30816/2024(seeking exemption)

4. Exemption is granted, subject to all just exceptions.
5. Plaintiff shall file legible and clearer copies of exempted documents, compliant with practice rules, before the next date of hearing.
6. Disposed of.

I.A. 30817/2024(seeking exemption from pre-institution mediation)

7. As the present suit contemplates urgent interim relief, in light of the judgment of Supreme Court in *Yamini Manohar v. T.K.D. Krithi*,¹ exemption from attempting pre-institution mediation is granted.
8. Disposed of.

I.A. 30818/2024(seeking exemption from advance service and exemption from compliance of Section 80 of CPC)

9. Issue notice to Defendants No. 20, 21, 23, 24, 27 and 28 to 31. Mr. Apoorv Kurup, CGSC for Defendants No. 29 and 30, accepts notice. Reply, if any, be filed within four weeks from today. Rejoinder thereto, if any, be filed within two weeks thereafter.
10. Reply on behalf of Defendants No. 20, 21, 23, 24, 27, 28 and 31 be filed within four weeks from the date of service. Rejoinder thereto, if any, be filed within two weeks thereafter.
11. The Plaintiff alleges that Defendants No. 1 to 12 are perpetrating fraud on the general public by creating a false association with the Plaintiff, resulting in grave financial losses to the public. Considering the nature of controversy involved in the present suit as well as the peculiar facts and circumstances of the case, exemption from effecting advance service on Defendant No. 1 is allowed.



12. Re-notify on 25th October, 2024.

CS(COMM) 469/2024

13. Let the plaint be registered as a suit.

14. Issue summons. Counsel mentioned in appearance above accept notice. They confirm the receipt of paper-book, and waive the right of formal service of summons. Written statement(s) shall be filed within thirty days commencing from today. Upon filing of process fee, issue summons to the remaining Defendants by all permissible modes. Summons shall state that the written statement(s) shall be filed by the Defendants within 30 days from the date of receipt of summons. Along with the written statement(s), the Defendants shall also file affidavit(s) of admission/denial of the documents of the Plaintiff, without which the written statement(s) shall not be taken on record.

15. Liberty is given to the Plaintiff to file replication(s) within 15 days of the receipt of the written statement(s). Along with the replication(s), if any, filed by the Plaintiff, affidavit(s) of admission/denial of documents of the Defendants, be filed by the Plaintiff, without which the replication(s) shall not be taken on record. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the timelines.

16. List before the Joint Registrar for marking of exhibits on 28th August, 2024. It is made clear that any party unjustifiably denying documents would be liable to be burdened with costs.

17. List before Court for framing of issues thereafter.

I.A. 30814/2024(u/O XXXIX Rules 1 and 2 of CPC)

¹ 2023 SCC OnLine SC 1382.



18. Mr. Rajshekhar Rao, Senior Counsel for Plaintiff, presents the following facts and contentions for an *ex-parte* ad-interim injunction:

18.1 The Plaintiff, Ambuja Cements Limited, is a leading manufacturer of cement and other construction material in India under the trademark “AMBUJA CEMENTS,” which forms an integral element of the Plaintiff’s corporate name. This mark was adopted by the Plaintiff in the year 1984. Over the years, the Plaintiff has secured registrations of the trademark



“AMBUJA CEMENT,” “AMBUJA CEMENT,” “AMBUJA PLUS” and other derivatives across classes, details whereof are mentioned in paragraph No. 30 of the plaint.

18.2. The Plaintiff has expended considerable financial resources towards promotion of the “AMBUJA CEMENT” marks, which has significantly contributed towards their annual sales. The Plaintiff’s turnover from sale of “AMBUJA CEMENT” products and expenditure on advertising for the last three years have been delineated in paragraph No. 32 of the plaint.

18.3 Plaintiff’s grievance in the present suit pertains to unauthorized use of the Plaintiff’s “AMBUJA CEMENT” trademarks by Defendants No. 1 to 12, who have created fake websites for the purpose of phishing in the guise of offering Plaintiff’s products to public across India. As per the complaints received from the aggrieved consumers, Defendants No. 1 to 12 are misrepresenting themselves to be the officials/ employees of the Plaintiff-company.

18.4. The Plaintiff had received a complaint, wherein the aggrieved



individual explained that while searching for cement bags on the Google search engine [Defendant No. 13], he came across the website “www.ambujacements.com” which is operated by Defendant No. 1. According to the complaint, Defendant No. 1 falsely presented himself as the Manager of the Plaintiff and offered to supply cement bags at a rate of Rs. 187.5 per bag. Believing the representation to be genuine, the consumer placed an order for 300 cement bags and subsequently transferred Rs. 72,000/- to the bank account of Defendant No. 1. The consumer received an invoice *via* WhatsApp, which displayed the Plaintiff’s trademark and logo, falsely suggesting a legitimate association with the Plaintiff. Despite the payment of Rs. 72,000/-, the goods ordered were not delivered. Instead, Defendant No. 1 deceitfully encouraged the consumer to place additional orders, promising that it would be more efficient to deliver all the orders together. In this regard, reference is made to the following images of the invoices and communications received by the consumer:

Quotation Ref: 12329
Ambuja Cement Ltd. Best Offer
1. Par bags will be priced at ₹ 250 on taking 6000 Bags from Ambuja Cement Company

Ambuja Cement Get For Apply Bulk Purchase company Rate.
1. OPC 53 Grade, PPC Rate: 290 /280
Note: Please Supply 1000-10000 Bags
Immediately IN First Lot.
1. Delivery Immediately
2. Freight –FOR SITE
3. Transport & GST included
4. Test Certificate With Delivery Material Site.
To:

6. Delivered in 24 to 48 hours after payment by Ambuja Cement company
(Delivered All India)

Ambuja Cements Limited
GST number of Ambuja Cements Limited is 27AAACG0569P2Z6 in Maharashtra

Account Holder Name: Ambuja Cements Ltd. Account number =04570110067406
IFSC CODE: UCBA0000457
Branch Name: Bagru
UCO BANK

Payment Mode: IMPS/ NEFT/ RTGS Contact No 8585887284

Ambuja cement limited
PPC 43 Grade
Total Bags: 2000 X 280 = 560,000.00
Total Amount 560,000.00

Mr. Sher Singh
GM -LEGAL & COMPANY SECRETARY
AMBUJA CEMENT LTD

signature of Applicant

Ambuja Cements building future | Buy cement directly from us
get cement delivered anywhere in india directly from Ambuja cements. call us now to check the price and to place your order , we are also accepting new dealers. Brands: OPC Cement, PPC Cement, Roof Special Cement.

☎ 084201 59357 पर कॉल करो

Ambuja Cements / आइड सेवा

1800 22 3010





Ambuja Cement **399**

Final bill

Invoice No 4499
Generated on 04.50 pm, 15.05.2019

Issued to	Sikander Khan
Issued by	Ambuja Cement Ltd 27AARCC055992216
Address	At- KRUSHNAPRASAD, PO- KAITHAKHOLA, DISTRICT- BHADRAK, Odisha, Pin-721446 7609042213
Invoice No	4499
Charge Type	Direct Purchase
Number of Items charged	300 Bags
Applied Rate / Bag(Incl GST)	
Ambuja PPC	Rs 265.00
Ambuja OPC Gr 53	Rs 270.00
Total Paid Amount	Rs 80500.00 [Incl GST]
Consignment Weight	15 Tonnes
Payment made to	Ambuja Cements Acc No- 32956607942 IFSC- SBIN0000539
Mode of payment	IMPS /Internet Banking

Please find below the list of Products whose Final bill has been generated .

S No	PRODUCT CODE	QUANTITY	Total Weight(In Kgl)	Rate applied	Amount Charged
1	Ambuja Cement OPC 53 50kg	200 bags	10tonnes	Rs 270	Rs 54000.00
2	Ambuja PPC	100 bags	5tonnes	Rs265	Rs 26500.00

Omkar Gupta
NCU - Corporate Finance and General Services
Ambuja Cements Ltd

AMBUIJA CEMENT LTD
3TH FLOOR, ELEGANT BUSINESS PARK, MIDC OFF, ANDHERI KURLA ROAD,
ANDHERI EAST, MUMBAI, MAHARASHTRA 400059 , NUMBER , Maharashtra
400059, 838887284, 8819@ambujacem.com.

398

BILL OF SUPPLY

INVOICE No. : 3	INVOICE No. : 398	INVOICE No. : 398
INVOICE DATE : 13-05-2020	INVOICE No. : UPTBCH4525	INVOICE No. : 398
INVOICE No. : 398	INVOICE No. : 398	INVOICE No. : 398

Invoice No : 398
Invoice Date : 13-05-2020
Invoice No : UPTBCH4525
Invoice Date : 13-05-2020
Invoice No : 398
Invoice Date : 13-05-2020

Details of Supplier / Biller Co.
NAME : AMBUIJA CEMENTS PRIVATE LIMITED
ADDRESS : MIDC, KURLA, 2013017
MAIL : durgaf343@gmail.com
GSTIN : 27AARCC055992216
PIN : 760904
CITY : BHADRAK

Name of product	HSN/SAC	QTY	UNIT	Rate	Taxable Value	Total
OPC 53 Grade	2429	200	50kg	270.00	2,80,000.00	2,80,000.00
Total Quantity						200
Total Invoice Amount in words						Two Lakh Sixty Thousand Rupees Only
Total Amount Before Tax						₹ 2,80,000.00
Total Amount With Tax						₹ 2,80,000.00

Bank Details
Account Name : Ambuja Cements Ltd
Account Number : 32956607942
IFSC : SBIN0000539
Branch Name : Andheri East Mumbai

www.AmbujaCements.com
Delivered in 24 to 48 hours after payment by Ambuja Cement company
delivered as India

Certified that the particulars given above are true and correct.
For, AMBUJA CEMENT LTD
Signature

18.5. Similarly, Defendants No. 2 to 12 have created fraudulent websites for “AMBUJA CEMENT” products, mirroring the actions of Defendant No. 1. These websites feature slight variations in their domain names to facilitate their deceptive scheme. The specific details of these impugned websites are outlined in paragraph No. 45 of the plaint. Currently, all of these websites have become inaccessible, with the exception of “www.ambujacem.com” operated by Defendant No. 12, who is impleaded as John Doe/Ashok Kumar. This pattern among the Defendants underscores a coordinated effort to exploit the Plaintiff’s brand reputation, misleading consumers and damaging the Plaintiff’s business.

18.6. The Plaintiff does not sell their products online; they distribute exclusively through authorized dealers. Therefore, the creation of fraudulent websites by the Defendants for accepting orders is clearly intended to deceive innocent consumers. To combat this, the Plaintiff has proactively issued disclaimers and warnings in several English and local language newspapers and on their official website to alert and educate the general



public about these deceptive practices.

18.7. The use of Plaintiff's registered "AMBUJA CEMENT" trademarks by Defendants No. 1 to 12 with malicious intent clearly constitutes infringement and passing off of their marks. Furthermore, this activity also falls under the category of cybersquatting, as it involves registering and using domain names that are confusingly similar to the Plaintiff's well-recognized trademarks with the intention to exploit the Plaintiff's brand reputation for illegitimate gain.

19. The Court has considered the afore-noted submissions and examined the record. The afore-noted screenshots and consumer accounts *prima facie* indicate that Defendants No. 1 to 12 are unauthorizedly using the Plaintiff's



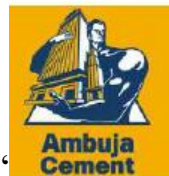
trademarks "AMBUJA CEMENT" and "Ambuja Cement" to lure members of the public into remitting significant amounts of money on the pretext of placing orders for supply of authentic "AMBUJA CEMENT" products. The said Defendants are misrepresenting themselves as being employed or associated with the Plaintiff and targeting unwary persons. To render an impression of authenticity, Defendants No. 1 to 12 are also circulating forged invoices, bills and confirmation letters that mention the Plaintiff's registered trademarks and trade name. Use of the Plaintiff's registered trademarks without their consent, and with an intent to cause consumer confusion, *prima facie* amounts to infringement of the Plaintiff's trademarks. Defendant No. 1 to 12 are also attempting to pass off their services as those emanating from the Plaintiff, thus affecting the Plaintiff's reputation and goodwill.



20. In view of the above, the Court finds that the Plaintiff has made out a *prima facie* case in their favour and in case no *ex-parte* ad-interim injunction is granted, Plaintiff will suffer an irreparable loss; balance of convenience also lies in favour of the Plaintiff and against Defendants No. 1 to 12.

21. Accordingly, the following directions are issued:

21.1. Till the next date of hearing, Defendants No. 1 to 12, or any person acting on their behalf, are restrained from using Plaintiff’s registered trademarks/ trade name including, “AMBUJA CEMENT,”



“AMBUJA CEMENT,” “Ambuja Cement”, or any other deceptively similar marks either on their websites or in any other manner, which would amount to infringement of the Plaintiff’s trademarks and/ or passing off their business/ services as that of the Plaintiff.

21.2. Defendant No. 13 is directed to de-list/ block/ suspend the following domain names impugned in the suit from its search engine results:

<i>Domain name</i>	<i>Defendants No.</i>
ambujacements.com	1, 6, 7, 8 and 9
ambuja.org	2, 3, 6, and 7
ambujacement.ind.in	2, 5
ambujacements.org	2, 4, 5, 6 and 7
ambujacementonline.com	6 and 7
ambujalimited.com	10 and 11
ambujacementonline.co.in	10
ambujalimitedltd.co.in	11
ambujacementltd.in	12
bulkcement.in	12
ambujas.in	12
ambujacements.shop	12



Ambujacements.in	12
Ambuja.in	12

21.3 Defendant No. 14 shall de-list/ block the LinkedIn page/ account “Ambuja Cement Dealership Online Apply”. They shall, within four weeks from today, file in a sealed cover, the complete details concerning the owner of the said LinkedIn page/ name, including the name, contact details, payment details, and IP addresses, as are available with them. A copy of the said documents shall also be provided to counsel for Plaintiff, which shall be strictly used by them for the purpose of investigation and identification of the perpetrators.

21.4. Defendants No. 15 to 18 [Domain Name Registrants] shall lock/ block/ suspend the respective domain names mentioned in paragraph No. 21.2 of this order. They shall, within four weeks from today, file in a sealed cover, the complete details concerning the registrants of the aforesaid domain names, including the name, contact details, payment details, and IP addresses, as are available with them. A copy of the said documents shall also be provided to counsel for Plaintiff, which shall be strictly used by them for the purpose of investigation and identification of the perpetrators.

21.5. Defendants No. 15 to 18 are directed to maintain *status quo* as to the ownership of the afore-mentioned domain names till further orders.

21.6. Defendants No. 19 to 28 shall, within four weeks from today, file in a sealed cover, the complete KYC documents, including payment details pertaining to the bank account holders of the bank accounts mentioned in paragraph No. 11 of the application. A copy of the said documents shall also be provided to counsel for Plaintiff, which shall be strictly used by them for the purpose of investigation and identification of the perpetrators.



21.7. Defendants No. 29 [MEITY] and 30 [DoT] are directed to issue an appropriate notification to the telecom and internet service providers to suspend access to the domain names mentioned in paragraph No. 21.2 of this order.

21.8. Defendants No. 32 to 35 are directed to suspend/ temporarily block the phone numbers 9330755273, 9903430703, 7808264001, 6303192816, 7044449896, 9851813442, 7044638844, 7595985735, 8420159357, 9903434961, 8777673335, 8585881470, 8585887284 and 7044450240, as are registered with them. They shall, file in a sealed cover, the details of respective persons, including KYC documents, in whose names the said numbers are registered, within four weeks from today. A copy of the said documents shall also be provided to counsel for Plaintiffs, which shall be strictly used by them for the purpose of investigation and identification of the perpetrators.

22. Issue notice. Counsel for Defendants mentioned in the appearance above, accept notice. Reply, if any, be filed within four weeks from today. Rejoinder thereto, if any, be filed within two weeks thereafter.

23. Upon filing of process fee, issue notice to the remaining Defendants, by all permissible modes, returnable on the next date of hearing. Reply, if any, be filed within four weeks from the date of service. Rejoinder thereto, if any, be filed within two weeks thereafter.

24. Compliance of Order XXXIX Rule 3 of CPC be done with ten days from today.

25. List on 25th October, 2024.

SANJEEV NARULA, J

MAY 29, 2024/d.negi

Fwd: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

From : Abhinesh Meena <abhinesh.meena@gov.in>

Thu, Jun 27, 2024 10:54 AM

Subject : Fwd: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

📎 1 attachment

To : ABHISHEK PANDEY <abhishek.pandey95@nic.in>

With Regards,

Abhinesh Meena
JTO-2(DS-II), Data Services Cell,
Sanchar Bhawan, DOT HQ,
New Delhi-110001
Ph. 23036760

==== Forwarded message =====

From: UMESH KHEMNANI <dirids3-dot@nic.in>

To: "Ram Kailash Meena"<dirids2-dot@nic.in>, "Abhinesh Meena"<abhinesh.meena@gov.in>

Date: Mon, 24 Jun 2024 14:51:09 +0530

Subject: Fwd: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

==== Forwarded message =====

With Regards,

(Umesh Khemnani)
Director (DS-III)
Room No. 719, Sanchar Bhawan, Ashok Road, New Delhi.

From: "DDG DS DOT HQ" <ddgds-dot@nic.in>

To: "UMESH KHEMNANI" <dirids3-dot@nic.in>

Sent: Monday, June 24, 2024 12:39:53 PM

Subject: Fwd: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

Kishore Bhagtani
DDG Data Services
Room No. 1008, Sanchar Bhawan, Ashoka Road, New Delhi - 110001.
Tel: +91-11 23717050

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From: "Pramod Kumar" <pramod.kumar44@gov.in>

To: "DDG DS DOT HQ" <ddgds-dot@nic.in>, "Abhinesh Meena" <abhinesh.meena@gov.in>

Cc: "DDGPG DOTHQ" <ddgpg-dot@nic.in>, "Ashok KumarPateshwary" <ak.pateshwary@gov.in>, "Amar Nath" <amar.nath88@nic.in>, "VINAY ." <vinay.2009@gov.in>

Sent: Tuesday, June 18, 2024 3:10:14 PM

Subject: Fwd: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

Sir,

Please refer to the trailing mail. The matter pertains to DS Wing. It is, therefore, being forwarded to DS Wing for taking n/a in the matter please.

Regards

From: "Ashok KumarPateshwary" <ak.pateshwary@gov.in>
To: "Pramod Kumar" <pramod.kumar44@gov.in>
Cc: "Amar Nath" <amar.nath88@nic.in>
Sent: Tuesday, June 18, 2024 12:32:00 PM
Subject: Fwd: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

From: "DDGPG DOTHQ" <ddgpg-dot@nic.in>
To: "Ashok KumarPateshwary" <ak.pateshwary@gov.in>, "Pramod Kumar" <Pramod.kumar44@gov.in>
Sent: Tuesday, June 18, 2024 12:29:20 PM
Subject: Fwd: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

From: "Ajay Kumar Sahu" <members-dot@nic.in>
To: "Rekha Singh" <rekha.singh97@gov.in>, "DDGPG DOTHQ" <ddgpg-dot@nic.in>
Sent: Tuesday, June 18, 2024 10:03:56 AM
Subject: Fwd: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

Regards

Ajay Kumar Sahu
Member (Services),
Digital Communication Commission .
Dept of Telecom , Govt of India

From: "Dr. Neeraj Mittal" <secy-dot@nic.in>
To: "Ajay Kumar Sahu" <members-dot@nic.in>, "DDGPG DOTHQ" <ddgpg-dot@nic.in>
Sent: Monday, June 17, 2024 12:01:28 PM
Subject: Fwd: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

Dr. Neeraj Mittal
Secretary
Department of Telecommunications, Ministry of Communications
Sanchar Bhavan, 20 Ashoka Road, New Delhi - 110001
Phone: +91-11-23719898, Intercom: 210
Email: secy-dot@nic.in, Web: <https://dot.gov.in/>



From: info4@singhlawchambers.com
To: uoidhc@gmail.com, "Ram Kailash Meena" <dirds2-dot@nic.in>, "Dr. Neeraj Mittal" <secy-dot@nic.in>
Cc: ajaysingh@singhlawchambers.com, amitsingh@singhlawchambers.com, info1@singhlawchambers.com
Sent: Sunday, June 16, 2024 1:40:33 PM
Subject: Ambuja Cements Limited v. Sudheer Sharma & Ors., High Court of Delhi at New Delhi | [CS (COMM) NO. 469 OF 2024]

WITHOUT PREJUDICE

AMBUJA CEMENTS LIMITED V. SUDHEER SHARMA & ORS. [CS (COMM) NO. 469 OF 2024]

To,

Department of Telecommunications (DoT)

Dear Sir/ Ma'am,

We write to you on behalf of Ambuja Cements Limited, a public limited Company registered under the provision of the Companies Act, 1956 and is being governed by the Companies Act, 2013 having its registered address at Adani Corporate House, Shantigram, Near Vaishno Devi Circle, S.G. Highway, Khodiyar, Ahmedabad, 382421 (for brevity "*the Plaintiff*").

The Plaintiff has instituted the above-mentioned Commercial Suit for permanent injunction, passing off, rendition of accounts, declaration, damages, delivery up and other appropriate reliefs against the Defendant Nos. 1 to 12, as mentioned in the Memo of Parties before the Hon'ble High Court of Delhi at New Delhi.

As you are aware that the case was listed for hearing on 29th May, 2024 before the Hon'ble High Court of Delhi at New Delhi and the Hon'ble Court was pleased to pass an order granting *ad-interim ex-parte* injunction restraining the Defendant Nos. 1 to 12 or any person acting on their behalf from using the registered trademarks/ trade name including "AMBUJA CEMENT" or any other deceptively similar marks either on their websites or in any other manner.

This is to inform you that DoT has been arrayed as the Defendant No. 30 (Pro-Forma Defendant) in the said Suit. Accordingly, the Hon'ble High Court has directed DoT (Defendant No. 29) to issue an appropriate notification to the telecom and internet service providers to suspend access to the domain names mentioned in paragraph No. 21.2 of the order. The list of mobile numbers is reproduced hereunder:

9330755273, 9903430703, 7808264001, 6303192816, 7044449896, 9851813442, 7044638844, 7595985735, 8420159357, 9903434961, 8777673335, 8585881470, 8585887284 and 7044450240

Accordingly, we request you to please take necessary steps in compliance with the aforesaid order/ direction of the Hon'ble High Court.

Copies of the Paper Book (plaint, application and documents) and the Order dated 29th May, 2024 are annexed herewith this email for your reference and further necessary action.

Please note that the matter is fixed for hearing before the Hon'ble High Court of Delhi at New Delhi on 25th October, 2024. The matter is also fixed for hearing before the Joint Registrar on 28th August, 2024.

Best Regards,

For Singh Law Chambers LLP
Deepak Khandelwal, Adv.
Advocates for Plaintiff

Office at: 32-B, 103, 1st Floor, J.P. Complex
Mayur Vihar Phase I, New Delhi – 110091

 [CS Comm Ambuja v Sudheer and Ors.pdf](#)

Kind Regards,

Deepak Khandelwal
Associate

Singh Law Chambers LLP



Mobile: +91-9773794262
Office: 011-42531754
Email: info4@singhlawchambers.com
Website: <https://www.singhlawchambers.com/>

SINGH LAW CHAMBERS LLP
Office at: 32-B, 1st Floor, Off No. 103, J.P. Complex, Opp. UNA Enclave, Mayur Vihar Phase-1, Delhi-110091

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 **Order dated 29.05.2024.pdf**
2 MB
