813-7/25/2024-DS-Part(1) 1/3255363/2025

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-27/2024-DS-II **Dated: 03-03-2025**

To,
All the Internet Service Licensees

Subject: CS(COMM) 809 of 2024: STAR INDIA PVT LTD Vs. VEGAMOVIES.PET & ORS. before the High Court of Delhi.

Kindly find enclosed the Hon'ble Delhi High Court orders dated 30.01.2025, 07.02.2025, 21.02.2025 and 20.09.2024 on the subject matter.

- 2. Please refer to Para 3, 6 of the Court order dated 30.01.2025, Para 3 of Court orders dated 07.02.2025 and 21.02.2025 and Para 21.11 and 21.12 of the Court order dated 20.09.2024 in respect of blocking of **domains/websites** [108+50+52=210 nos], as communicated by the Plaintiff' vide email dated 02.03.2025.
- 3. In view of the above, all the Internet Service Licensees are hereby instructed to take immediate necessary action for blocking of the said websites, as above, for compliance of the said court order.

Encl: AA

Digitally signed by SHASHI KUMAR Date: 03-03-2025 19:38:01

Director (DS-II)

Email: dirds2-dot@nic.in

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 requested for taking action as per the Annexure.
- ii. Ms. Ishi Singh < ishi@saikrishnaassociates.com> Plaintiff's Advocate for kind information. [Requested to take action as per the Annexure].
- iii. IT Wing of DoT for uploading this order on DoT websites please.

Compliance for the Order dated 20.09.2024, 26.09.2024, 30.01.2025, 07.02.2025 and 21.02.2025 passed by the Hon'ble High Court of Delhi in CS(COMM) 809 of 2024: Star India Pvt. Ltd. v. vegamovies.pet & Ors

- Ishi Singh <ishi@saikrishnaassociates.com>
 Sun. 02 Mar 2025 11:46:31 PM +0530
 - To "secy-dot" < secy-dot@nic.in >, "Ram Meena" < dirds2-dot@nic.in >, "cyberlaw-legal" < cyberlaw-legal@meity.gov.in >, "gccyberlaw" < gccyberlaw@meity.gov.in >, "pkumar" < pkumar@meity.gov.in >, "sathya.s" < sathya.s@meity.gov.in >
 - Cc "Yatinder Garg" < yatinder@saikrishnaassociates.com > , "Rimjhim Tiwari" < rimjhim@saikrishnaassociates.com > Reading 2 / 2

Dear Sir,

We act on behalf of Star India Pvt. Ltd. ('Star') having their office at Star House, Urmi Estate, 95, Ganpatrao Kadam Marg, Lower Parel (W), Mumbai – 400013, (hereinafter referred to as "Our Client"). Our Client is the Plaintiff in the above-captioned suit.

Our Client is the producer of various TV Shows, films and/or web series which are communicating on Star Channels and/or Disney + Hotstar and has exclusive rights in such works (Plaintiff's Work) as enumerated under Section14(d) of the Copyright Act, 1957, including inter alia to publicly exhibits and communicate the said content through any medium or mode including on Star Channels or Disney + Hotstar. Our Client, is thus the sole and exclusive owner of the copyright and Broadcast Reproduction Rights in relation to the aforesaid broadcasts of general entertainment content communicated through the Star Channels and Disney + Hotstar, as per Section 37 and 17 of the Copyright Act, 1957.

Our Client has instituted the above-captioned Suit against various 'rogue' websites inter alia the Defendant Nos. 1 to 23 ("Defendant Websites") before the Hon'ble High Court of Delhi, inter alia, seeking permanent and ex-parte ad-interim and temporary injunction restraining violation of its exclusive statutory rights in relation to the Plaintiff's Work as well as for other reliefs.

Our Client has also arrayed various Domain Name Registrars (Defendant No.24-34), Internet and Telecom Service Providers (ISPs), including you, (Defendant No. 35 – 43) as well as the concerned Government departments i.e. Department of Telecommunication (DoT) (Defendant No.44), the Ministry of Information and Technology (MEITY) (Defendant No.45) and National Internet Exchange of India (NIXI) (Defendant No. 46) to ensure effective compliance of any orders that the Hon'ble Delhi High Court was inclined to pass.

The above-mentioned matter came up before the Hon'ble Justice Saurabh Banerjee, Delhi High Court on 20.09.2024, on which date, the Hon'ble Court was pleased to issue notice to you and was also pleased to pass an ex-parte ad-interim order (Injunction Order) in terms of Prayer Clause in terms of application under Order XXXIX Rules 1 and 2. The relevant para of the Order dated 20.09.2024 is extracted herein below:

- "30. Accordingly, keeping in mind the existing position of law as also since this Court has taken note of the changing times coupled with the changing technology to keep pace, till the next date of hearing:
- 1.1. The defendant nos.1 to 23, their owners, partners, officers, and all others in capacity of principal or agent acting for and on their behalf, or anyone claiming through, by or under it, are restrained from, in any manner, communicating, hosting, streaming, and/or making available for viewing and downloading, without authorization, on their websites, including those listed in Annexure A attached to this order, or other platforms, through the internet in any manner whatsoever, the plaintiff's works so as to infringe the plaintiff's exclusive rights and broadcast reproduction rights.
- 1.2. The defendant nos.24-34, its directors, partners, officers, affiliates, and all others in capacity of principal or agent acting for and, on their behalf, or anyone claiming through, by or under it, are directed to suspend the domain name registration of websites of the defendant nos.1-23. Specific Domain Name Registrars for each website, including those listed in Annexure B attached to this order
- 1.3. The defendant nos.24-34 and 46 are directed to disclose the following information of defendant nos.1-23 within a period of four weeks:
 - a) Complete details such as name, address, email address, phone number, IP address, etc.;
 - b) Mode of payment along with payment details used for registration of domain name by the registrant(s);
 - c) Details of other websites registered by the defendant nos.24-34 and 46 using similar details, credit card, payment gateway etc. (disclosed as per sub-clause (b) above) with the defendant nos.24-34 and 46;
 - d) Details of complaints received by the defendant nos.24-34 and 46 in the last six months against the defendant nos.1-23.

- 1.4. Defendant nos.44 and 45 are directed to issue a notification calling upon the various internet service providers registered under it to block access to the various websites, including those listed in Annexure A attached to this order within a period of four weeks.
- 1.5. Lastly, 'Dynamic+ injunction' is granted to the plaintiff to protect their copyrighted works as soon as they are infringed/created, in order to ensure no irreparable loss is caused to the owners of copyrighted works. Consequently, the plaintiff is permitted to implead any mirror/redirect/alphanumeric variations of the websites, as given in Annexure A, including those websites which are associated with them, either based on the name, branding, identity or even source of content, by making an appropriate application for impleadment."

Further, please note that an order for modification/ clarification of the Injunction Order dated 20.09.2024 was passed by the Hon'ble Court on 26.09.2024, wherein the name of the Defendant Websites at serial no. 5 and 16 of Annexure A and B were rectified by the Court. The relevant para of the Order dated 26.09.2024 is extracted herein below:

- "4. Accordingly, the following additions/modifications are made to the order passed by this Court on 20th September, 2024:
 - (i) Defendants No.35 to 43 [Internet Service Providers] shall block access to the websites of the defendants no.1 to 23.
 - (ii) The name of the website at serial no.5 in Annexure 'A' & Annexure 'B' of the aforesaid order shall be modified to read as "manatelugumovies.cc".
 - (iii) The name of the website at serial no.16 in Annexure 'A' & Annexure 'B' of the aforesaid order shall be modified to read as "ajker.in"."

Further, in addition to the afore-mentioned order dated 20.09.2024, we have filed an impleadment application before the Hon'ble High Court of Delhi, for impleading the new additional rouge websites and new Domain Name Registrar as Defendant Nos. 376 - 599, which was listed before the Ld. Joint Registrar on 30.01.2025, 07.02.2025. The Ld. Joint Registrar was inclined to pass an order in favour of the Plaintiff whereof a direction for impleading the additional Defendant Nos. 376 to 599 was passed. The relevant extracts of the order dated 30.01.2025, 07.02.2025 and 21.02.2025 for ease of reference:

Order dated 30.01.2025:

- "3. The order blocking the rogue-websites passed by the Hon'ble Court on 20.09.2024 shall operate qua the freshly impleaded defendants as well in terms of directions contained in para 30 sub-para 1.4 and 1.5 of the order dated 20.09.2024, and para 4 of the order dated 26.09.2024 passed by the Hon'ble Court. IA is allowed and disposed off accordingly."
- "6. The order blocking the rogue-websites passed by the Hon'ble Court on 20.09.2024 shall operate qua the freshly impleaded defendants as well in terms of directions contained in para 30 sub-para 1.4 and 1.5 of the order dated 20.09.2024, and para 4 of the order dated 26.09.2024 passed by the Hon'ble Court. IA is allowed and disposed off accordingly."

Order dated 07.02.2025

"3. The order blocking the rogue-websites passed by the Hon'ble Court on 20.09.2024 shall operate qua the freshly impleaded defendants as well in terms of relevant directions contained in para 30 of the order dated 20.09.2024, and para 4 of the order dated 26.09.2024 passed by the Hon'ble Court. IA is allowed and disposed off accordingly."

Order dated 21.02.2025

"3. The order blocking the rogue-websites passed by the Hon'ble Court on 20.09.2024 shall operate qua the freshly impleaded defendants as well in terms of relevant directions contained in para 30 of the order dated 20.09.2024, and para 4 of the order dated 26.09.2024 passed by the Hon'ble Court. IA is allowed and disposed off accordingly."

In lieu of the above facts and circumstances, we respectfully urge you to comply the Order of the Hon'ble High Court dated 30.02.2025, 07.02.2025 and 21.02.2025 by issuing notifications to the ISPs.

The next date of hearing in the captioned matter is 16.04.2025 before the Joint registrar.

For your convenience, please find attached the Orders dated 30.02.2025, 07.02.2025 and 21.02.2025, passed in the captioned matter.

If you have any queries, please feel free to contact us.

Please acknowledge a safe receipt.

Regards

Ishi Singh

Ishi Singh | Associate | Saikrishna & Associates | 57, Jor Bagh, New Delhi, India - 110003 | Mobile: +91-8800711234 | Enrolment No. D/1977/2024

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		491-545 (along with newxlsx 10.2 KB • ⊘		376-490 (websites and nexlsx 12.7 KB \circ \circlearrowleft
		546 to 599 (along with dnrs).xlsx 11 KB • 🕜		





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IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 809/2024 STAR INDIA PVT LTD

....Plaintiff

Through: Ms. Ishi Singh, Advocates

versus

VEGAMOVIES.PET & ORS.

.....Defendant

Through: Mr. Mrinal Ojha, Mr. Debarshi

Dutta, Mr. Arjun Mookerjee, Mr. Rishabh Agrawal, Advocates

for D-24.

Ms. Aishwarya Kane (VC), Advocate for D-26 & 140.

CORAM: JOINT REGISTRAR (JUDICIAL) Dr. AJAY GULATI

ORDER 30.01.2025

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- I.A. No. 2487/2025 on behalf of the plaintiff seeking impleadment of additional websites engaged in infringing activities as defendant no. 376-431 (rouge websites) along with their domain name registrars in the memo of parties.
- 1. The plaintiff is seeking to implead additional rogue-websites as defendant nos. 376 to 431 because they have been found to be indulging in illegally disseminating the copyrighted material belonging to the plaintiff. Keeping in view the contents of the suit and the application, the same is allowed. The proposed defendants are impleaded as defendant nos. 376 to 431. Issue summons to newly impleaded defendants.
- 2. The amended memo filed alongwith this IA is taken on record. Steps be taken to serve them with summons within a week, through the electronic mode only.





- 3. The order blocking the rogue-websites passed by the Hon'ble Court on 20.09.2024 shall operate qua the freshly impleaded defendants as well in terms of directions contained in para 30 sub-para 1.4 and 1.5 of the order dated 20.09.2024, and para 4 of the order dated 26.09.2024 passed by the Hon'ble Court. IA is allowed and disposed off accordingly.
- I.A. No. 2488/2025 on behalf of the plaintiff seeking impleadment of additional websites engaged in infringing activities as defendant no. 432-490 (rouge websites) along with their domain name registrars in the memo of parties.
- 4. The plaintiff is seeking to implead additional rogue-websites as defendant nos. 432 to 490 because they have been found to be indulging in illegally disseminating the copyrighted material belonging to the plaintiff. Keeping in view the contents of the suit and the application, the same is allowed. The proposed defendants are impleaded as defendant nos. 432 to 490. Issue summons to newly impleaded defendants.
- 5. The amended memo filed alongwith this IA is taken on record. Steps be taken to serve them with summons within a week, through the electronic mode only.
- 6. The order blocking the rogue-websites passed by the Hon'ble Court on 20.09.2024 shall operate qua the freshly impleaded defendants as well in terms of directions contained in para 30 sub-para 1.4 and 1.5 of the order dated 20.09.2024, and para 4 of the order dated 26.09.2024 passed by the Hon'ble Court. IA is allowed and disposed off accordingly.

CS(COMM)- 809/2024

7. As per the affidavit of service, defendant nos. 135 to 263 were served on 22.01.2025 and defendant nos. 264 to 375 were





served on 25.01.2025, via email.

- **8.** Ld. Counsel for defendant no. 24 i.e. GoDaddy submits that compliance has been carried out of the directions of the Hon'ble Court contained in order dated 20.12.2024 and a compliance affidavit has been filed yesterday.
- **9.** Put up for completion of pleadings on 16.04.2025.

Dr. AJAY GULATI (DHJS), JOINT REGISTRAR (JUDICIAL)

JANUARY 30, 2025/sk

Click here to check corrigendum, if any

2filmywap.net
5filmydhoom.com
5movierulz.best
7hitmovies.support
9xflix.cool
9xmovies.ad
9xmovies.com.ng
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alphatron.tv
bdhdmusic23.fun
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bollymod.mom
cinedokan.top
ddrmovies.studio

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thenextplanet.network
tamilprint34.art
tamiltvserial.online
ssrmovies.cymru
swatchseries.is
skymovieshd.market
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sdmoviespoint.uno
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moviespapa.parts
moviesjoy.skin
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movies4u.ac
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7starhd.cymru
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11xmovies.pics
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dudefilms.diy
extramovies.aisa

filmyhit.team
fmovies.gifts
hdhub4one.me





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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 809/2024 STAR INDIA PVT LTD

.....Plaintiff

Through: Ms. Ishi Singh, Ms. Rimjhim

Tiwari, Advocates

versus

VEGAMOVIES.PET & ORS.

.....Defendant

Through: Ms. Aishwarya Kane, Advocate

for D-26 & 140.

Mr. Mrinal Ojha, Mr. Debarshi Dutta, Mr. Yogesh Singh, Mr. Rishabh Agarwal,

Mr. Nikhil Gupta, Advocates for

D-24.

CORAM: JOINT REGISTRAR (JUDICIAL) Dr. AJAY GULATI

% ORDER 07.02.2025

I.A. No. 3323/2025 on behalf of the plaintiff seeking impleadment of additional websites engaged in infringing activities as defendant nos. 491-545 (rouge websites) along with their domain name registrars in the memo of parties.

1. The plaintiff is seeking to implead additional rogue-websites as defendant nos. 491 to 540 because they have been found to be indulging in illegally disseminating the copyrighted material belonging to the plaintiff. Proposed defendant nos. 541 to 545 are the Domain Name Registrars for some of these new rogue websites whose impleadment is also necessary to give effect to the dynamic injunction operating in favour of the plaintiff. Keeping in view the contents of the suit and the application, the same is allowed. The proposed defendants are





impleaded as defendant nos. 491 to 545. Issue summons to newly impleaded defendants.

- 2. The amended memo filed alongwith this IA is taken on record. Steps be taken to serve them with summons within a week, through the electronic mode only.
- 3. The order blocking the rogue-websites passed by the Hon'ble Court on 20.09.2024 shall operate qua the freshly impleaded defendants as well in terms of relevant directions contained in para 30 of the order dated 20.09.2024, and para 4 of the order dated 26.09.2024 passed by the Hon'ble Court. IA is allowed and disposed off accordingly.

Dr. AJAY GULATI (DHJS), JOINT REGISTRAR (JUDICIAL)

FEBRUARY 7, 2025/sk

Click here to check corrigendum, if any

yodesirulez.org
yomoviess.club
world4ufree.my
vegamoviese.my
vegamoviess.rest
vegamovies7.foo
themoviesflix.tc
vega-movies.capetown
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new.movielinkbd.live
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allmovieshub.team
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9xmoviess.my
afilmyhit.internet.in
9xmovies.luxe
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9xmovies.com.sc
9xflix.mov
7starhd.by
7starhd.lgbt
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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 809/2024 STAR INDIA PVT LTD

.....Plaintiff

Through: Ms. Ishi Singh, Advocate

versus

VEGAMOVIES.PET & ORS.

....Defendant

Through: Mr. Mrinal Ojha, Mr. Debarshi

Dutta, Mr. Yogesh Singh, Mr. Rishabh Agarwal,

Ms. Nikita Rathi, Advocates for

D-24.

Mr. Yash Raj (VC), Advocate for

D-26 & 140.

CORAM: JOINT REGISTRAR (JUDICIAL) Dr. AJAY GULATI

% ORDER 21.02.2025

I.A. No. 4709/2025 on behalf of plaintiff seeking impleadment of additional websites engaged in infringing activities as defendant nos. 546 to 599 (rouge websites) along with their domain name registrars in the memo of parties.

1. The plaintiff is seeking to implead additional rogue-websites as defendant nos. 546 to 596 because they have been found to be indulging in illegally disseminating the copyrighted material belonging to the plaintiff. Proposed defendant nos. 597 to 599 are the Domain Name Registrars for some of these new rogue websites whose impleadment is also necessary to give effect to the dynamic injunction operating in favour of the plaintiff. Keeping in view the contents of the suit and the application, the same is allowed. The proposed defendants are





impleaded as defendant nos. 546 to 599. Issue summons to newly impleaded defendants.

- 2. The amended memo filed alongwith this IA is taken on record. Steps be taken to serve them with summons within a week, through the electronic mode only.
- 3. The order blocking the rogue-websites passed by the Hon'ble Court on 20.09.2024 shall operate qua the freshly impleaded defendants as well in terms of relevant directions contained in para 30 of the order dated 20.09.2024, and para 4 of the order dated 26.09.2024 passed by the Hon'ble Court. IA is allowed and disposed off accordingly.

Dr. AJAY GULATI (DHJS), JOINT REGISTRAR (JUDICIAL)

FEBRUARY 21, 2025/sk

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ssrmovies.qpon
tamilaruvi.tv
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thevegamovies.by	
vegamovies.uz	
watchmovierulz.foo	
worldfree4u.cab	
ww3.movierulz.wf	





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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 809/2024

STAR INDIA PVT LTDPlaintiff

Through: Mr. Siddharth Chopra, Mr. Yatinder

Garg, Ms. R. Tiwari and Ms. Ishi

Singh, Advocates

Versus

VEGAMOVIES.PET & ORS.Defendants

Through: Mr. Mrinal Ojha, Mr. Debarshi

Dutta, Mr. Arjun Mookerjee and Mr. Samyak Bilal, Advocates for

D-24

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER 20.09.2024

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I.A. 39806/2024 (pre-litigation mediation)

1. The plaintiff vide the present application seeks exemption from

instituting pre-litigation mediation.

2. Considering the averments made in the present application wherein the plaintiff seeks urgent ad-interim reliefs and in view of *Yamini Manohar vs. T.K.D. Krithi* 2023 SCC OnLine 1382 and Chandra Kishore Chaurasia vs. R. A. Perfumery Works Private Limited 2022:DHC:4454-

DB, the plaintiff is exempted from instituting pre-litigation mediation.

3. Accordingly, the present application is allowed and disposed of.

<u>I.A. 39803/2024</u> (exemption)

- 4. Exemption allowed as sought, subject to all just exceptions.
- 5. The application stands disposed of.

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I.A. 39804/2024 (under Section 80 CPC)

- 6. This is an application seeking exemption from serving notice under Section 80(2) of the Code of Civil Procedure, 1908(*CPC*) to exempt the plaintiff from issuing notice to the defendant no.44, Department of Telecommunications ('DoT') and defendant no.45, the Ministry of Electronics and Information Technology ('MEITY') under Section 80 of the CPC, as the relief being claimed against the said defendants is limited to ensure compliance of any orders of this Court in favour of the plaintiff.
- 7. For the reasons stated in the application and the arguments advanced by the learned counsel for the plaintiff, the present application is allowed.
- 8. Accordingly, the present application is disposed of.

I.A. 39805/2024 (additional documents)

- 9. The plaintiff vide the present application seeks time of thirty days to file additional documents.
- 10. For the reasons stated in the application and the arguments advanced by the learned counsel for the plaintiff, the present application is allowed, the plaintiff will be at liberty to file additional documents within thirty days, *albeit*, strictly as per the provisions of the Commercial Courts Act, 2015 and Delhi High Court (Original Side) Rules, 2018.
- 11. Accordingly, the present application is disposed of.

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12. The plaintiff by way of the present suit seeks permanent injunction restraining defendants engaged in infringing the plaintiff's exclusive rights and copyrights and for rendition of accounts, damages, etc.

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13. Let the plaint be registered as a suit.

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- 14. Upon filing of the process fee, issue summons of the suit to the defendants through all permissible modes returnable before the Joint Registrar on 18.12.2024.
- 15. The summons shall state that the written statement(s) be filed by the defendants within a period of *thirty days* from the date of the receipt of the summons. Written statement(s) be filed by the defendants along with affidavit(s) of admission/ denial of documents of the plaintiff, without which the written statement(s) shall not be taken on record.
- 16. Replication thereto, if any, be filed by the plaintiff within a period of *fifteen days* from the date of receipt of written statement(s). The said replication, if any, shall be accompanied by with affidavit(s) of admission/denial of documents filed by the defendants, without which the replication shall not be taken on record within the aforesaid period of *fifteen days*.
- 17. If any of the parties wish to seek inspection of any document(s), the same shall be sought and given within the requisite timelines.
- 18. List before the Joint Registrar for completion of pleadings on 18.12.2024. It is made clear that if any party unjustifiably denies any document(s), then it would be liable to be burdened with costs.
- 19. List before the Court on 27.01.2025.

<u>I.A. 39802/2024-Stay</u> (Order XXXIX rule 1 & 2 CPC, 1908)

20. The plaintiff seeks an injunction restraining the defendant nos.1-23 from hosting, streaming, reproducing, distributing, making available to the public and/ or communicating to the public, or facilitating the same, on their websites, through the internet in any manner whatsoever, any cinematograph work/ content/ programme/ television show to which the plaintiff has a copyright and to block access to the defendant nos.1-23

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websites identified by the plaintiff in the instant suit.

- 21. As per the pleadings and after hearing arguments of the learned counsel for the plaintiff, the following emerge:-
- 21.1. The plaintiff namely, Star India Private Limited, is the owner of content. Plaintiff claims to be leading entertainment and media company in India and is engaged in the business of production of popular content, broadcast on its Star channels and online platform Disney+Hotstar.
- 21.2. Novi Digital Entertainment Private Limited has merged with the plaintiff, i.e., Star India Private Limited, as on 27.05.2024 and all rights, interests, and liabilities of Novi Digital Entertainment Pvt. Ltd. stand transferred to and vested in Star India Private Limited. Thus, all the references to the Novi are attributed to Star India Private Limited.
- 21.3. The Star channels and the content aired therein occupy a commanding position and have acquired tremendous goodwill and reputation in the entertainment industry and amongst the people.
- 21.4. Disney+ Hotstar currently offers the widest range of content in India on Disney+ Hotstar offers over 100,000 hours of TV shows and movies across 8 languages, Disney+ originals, latest American shows, blockbuster Hollywood movies and content from international studios, exclusive new content from the Hotstar Specials label, regional and national news, and coverage of every major global sporting event. As per the Axis My India report of December 2023, Disney+ Hotstar is the preferred choice for majority of the OTT viewers.
- 21.5. The works created by plaintiff include sound recordings accompanied with visuals and qualify as cinematograph film under Section 2(f) of the Copyright Act, 1957 (*the Act*) and, therefore, are

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entitled to protection by virtue of Section 13(1) read with Sections 13(2) and (5) of the Act.

21.6. The content in question, in this application is cinematograph films (*plaintiff's' works*), an illustrative list of which included in the plaint are extracted as under:-

S.	Name of the Plaintiff's	S.	Name of the Plaintiff's
No.	Content	No.	Content
1.	Special Ops	22.	Gunde Ninda
			GudiGantalu
2.	Life Hill Gayi	23.	Guppedantha Manasu
3.	The Legend of Hanuman	24.	Karthika Deepam
	(all seasons)		
4.	Lootere	25.	Nuvvu Nenu Prema
5.	Koffee with Karan	26.	Nagendrans
	(allseasons)		Honeymoons
6.	Ghar Wapsi	27.	Bad Cops
7.	The Freelancer	28.	Anupamaa
8.	Aakhri Sach	29.	10:29 ki Aakhri Dastak
9.	Aarya (all seasons)	30.	Ghum Hai Kisikey
			Pyaar Mei
10.	City of Dreams (all	31.	Jhanak
	seasons)		
11.	Taaza Khabar	32.	Shaitani Rasmein
12.	Human	33.	Teri Meri Dooriyan
13.	Criminal Justice (all	34.	Yeh Rishta Kya Kehlata
	seasons)		Hai
14.	Showtime	35.	Commander Karan
			Saxena
15.	Saas Bahu aur Flamingo	36.	Bigg Boss Telugu
16.	Brahma Mudi	37.	Aaha Kalyanam
17.	Anurager Choowa	38.	Baakiyalakshmi
18.	Bodhua	39.	Chinna Marumagal
19.	Roshnai	40.	Mahanandhi

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20.	Bigg Boss Malyalam	41.	Pandian Stores
21.	Bigg Boss Tamil	42.	Aaha Kalyanam

- 21.7. The plaintiff, therefore, claim to have exclusive rights under Section 14(d) read with Section 17 of the Act.
- 21.8. Grievance of plaintiff is against defendant nos.1-23 who are hosting and operating the respective domain names/websites (*infringing domains/websites*) tabulated by plaintiff are extracted as under:-

S. No.	Website Names	
<u>1</u>	vegamovies.pet	
2	<u>filmywap.rest</u>	
<u>3</u>	<u>luxmovies.lol</u>	
4	movies4u.diy	
<u>5</u>	manaletelugumovies.cc	
<u>6</u>	new1themoviespalace.online	
7	prmovies.food	
<u>8</u>	movies4u.fun	
9	gogodramas.su	
<u>10</u>	extramovies.my	
<u>11</u>	hdmovie2.id	
<u>12</u>	<u>flixerabd.store</u>	
<u>13</u>	hdmovies23.help	
<u>14</u>	11xmovies.lat	
<u>15</u>	hdmovie22.com	
<u>16</u>	ajker.in 220,157	
<u>17</u>	<u>mkvin.skin</u>	

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<u>18</u>	<u>Ogomovies.cam</u>	
<u>19</u>	tamildhool.app	
<u>20</u>	anupama.net	
<u>21</u>	<u>baalveer.pk</u>	
<u>22</u>	tamildhoollll.cc	
<u>23</u>	<u>kurumbi.com</u>	

- 21.9. Further, these infringing domains/ websites are carrying and disseminating content, consisting of plaintiff's copyrighted works, without any license or authorization. More than twenty of plaintiff's works are being unauthorisedly made available by defendant nos.1-23. Further, legal notices were sent to these infringing domains/ websites operated by defendants to take down infringing content. However, none of them have responded to the said legal notices.
- 21.10. The defendant nos.24 to 34 are various Domain Name Registrars (*DNRs*) through which defendant nos.1-23 websites are registered. They control access to these websites and are in a position to ensure that access to these infringing websites is not available.
- 21.11.Further, defendant nos.35 to 43 are various Internet Service Providers (*ISP*) available domestically in India who provide access to internet in India. They control access to internet and are in a position to ensure that access to these infringing websites is not available.
- 21.12. The defendant no.44 is DoT, while defendant no.45 is MEITY, which forms a part of the Government of India and are the overall regulators of the internet environment in the country. They have been called upon for the purpose of ensuring that the ISPs are in compliance

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with any directions which may be passed by this Court.

- 21.13. The defendant no.46 is NIXI (*National Internet Exchange of India*) which regulates registration of '.in' domains in India. Defendant no.46 is impleaded to block access to '.in' domains.
- 21.14. The defendant no.47 has been arrayed as Ashok Kumar/ John Doe which is a generic name to include all those who, in the future, may be discovered to be using the plaintiff's' content.
- 22. This Court has heard the learned counsel for the plaintiff and perused the documents on record.
- 23. The sprouting of instances and ever growing mushrooming of "hydra-headed" DNRs/ websites for streaming, reproducing, distributing, making available to the public and/ or communicating to the public any copyrighted content without appropriate licensing, where ownership of copyright is undisputed, have been in existence since long. A learned Single Judge of this Court, while dealing with similar situation earlier in *UTV Software Communication Ltd. And Ors. vs. 1337X.to and Ors.*, 2019:DHC:2047 which were "... ...required to be considered for determining, whether the website complained of is a FIOL/ Rogue Website... ..." set out the broad parameters to deal such issues as under:
 - i. "whether the primary purpose of the website is to commit or facilitate copyright infringement;
 - ii. the flagrancy of the infringement, or the flagrancy of the facilitation of the infringement;
 - iii. Whether the detail of the registrant is masked and no personal or traceable detail is available either of the Registrant or of the user.
 - iv. Whether there is silence or inaction by such website after receipt of take down notices pertaining to copyright infringement.
 - v. Whether the online location makes available or contains directories, indexes or categories of the means to infringe, or facilitate an infringement of, copyright;
 - vi. Whether the owner or operator of the online location

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demonstrates a disregard for copyright generally;

vii. Whether access to the online location has been disabled by orders from any court of another country or territory on the ground of or related to copyright infringement;

whether the website contains guides or instructions to circumvent measures, or any order of any court, that disables access to the website on the ground of or related to copyright infringement;

- ix. the volume of traffic at or frequency of access to the website; and
- x. Any other relevant matter."
- 24. The defendants cannot be allowed to enjoy what does not belong to them, despite being fully aware of that themselves. Doing so will give them a free run and will have a double deterrent as not only will the defendants earn profits with no investments at the expense of the plaintiff but they would also end up causing huge financial losses as also dent the invaluable image, repute and goodwill built by the plaintiff over the years.
- 25. As is evident from the vast volume of content available on its websites, the systematic, organised and intentional nature of the infringement, and the regularity and consistency with which content is updated/ uploaded on the websites, the defendants are in flagrant infringement/ facilitation of infringement. The defendants are also attempting to mask their websites' registration/ contact details which make it virtually impossible to locate the operators of most of the defendants' websites and extremely difficult to contact the operators of these websites to demand seizure of this infringing conduct.
- 26. Lastly, the defendants' general disregard for copyright is evident from the fact that the defendants websites tout that they provide content from third party websites which they are supposed to know, are not authorized to distribute copyright materials of the plaintiff or other rights holders, also from the fact that latest content of the plaintiff is regularly

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and consistently made available on majority of the defendants' websites.

- 27. The plaintiff today is asking for a dynamic injunction, which recently has also been considered in order dated 02.05.2023 in an Interim Application (Lodging) No.10257 of 2023 titled "Applause Entertainment Private Limited vs. Meta Platforms Inc. and others" wherein the Bombay High Court, while dealing with clips of the audio-visual content of the webseries, copyright whereof were held by the plaintiff therein, has granted an *ex parte ad interim* injunction of the same nature.
- 28. Similarly, a learned Single Judge of this Court in *Universal City Studios LLC. and Ors. vs. Dotmovies.baby and Ors.* 2023:DHC:5842 has also recently, while considering similar issues, after noting the necessity and change, granted an *ex parte ad interim* injunction and held as under:-
 - "20. ... To keep pace with the dynamic nature of the infringement that is undertaken by hydra-headed websites, this Court has deemed it appropriate to issue this 'Dynamic+ injunction' to protect copyrighted works as soon as they are created, to ensure that no irreparable loss is caused to the authors and owners of copyrighted works, as there is an imminent possibility of works being uploaded on rogue websites or their newer versions immediately upon the films/shows/series etc. The Plaintiffs are permitted to implead any mirror/redirect/alphanumeric variations of the websites identified in the suit as Defendants Nos. 1 to 16 including those websites which are associated with the Defendants Nos. 1 to 16, either based on the name, branding, identity or even source of content, by filing an application for impleadment under Order I Rule 10 CPC in the event such websites merely provide new means of accessing the same primary infringing websites that have been injuncted."
- 29. For the afore-going reasons, especially as set out hereinabove as also the legal position qua grant of dynamic injunction in suits of the present nature, the plaintiff has been able to make out a *prima facie* case with the *balance of convenience* for grant of an *ad interim ex-parte*

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injunction as also for dynamic injunction in their favour and against the defendants. In case the defendants are not restrained by way of an *ad interim ex-parte* injunction, there is a likelihood of the plaintiff suffering *irreparable harm, loss, injury and prejudice* which cannot be compensated for in terms of money.

- 30. Accordingly, keeping in mind the existing position of law as also since this Court has taken note of the changing times coupled with the changing technology to keep pace, till the next date of hearing:
 - 1.1. The defendant nos.1 to 23, their owners, partners, officers, and all others in capacity of principal or agent acting for and on their behalf, or anyone claiming through, by or under it, are restrained from, in any manner, communicating, hosting, streaming, and/or making available for viewing and downloading, without authorization, on their websites, including those listed in **Annexure A** attached to this order, or other platforms, through the internet in any manner whatsoever, the plaintiff's works so as to infringe the plaintiff's exclusive rights and broadcast reproduction rights.
 - 1.2. The defendant nos.24-34, its directors, partners, officers, affiliates, and all others in capacity of principal or agent acting for and, on their behalf, or anyone claiming through, by or under it, are directed to suspend the domain name registration of websites of the defendant nos.1-23. Specific Domain Name Registrars for each website, including those listed in **Annexure B** attached to this order 1.3. The defendant nos.24-34 and 46 are directed to disclose the following information of defendant nos.1-23 within a period of four weeks:-

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- a) Complete details such as name, address, email address, phone number, IP address, etc.;
- b) Mode of payment along with payment details used for registration of domain name by the registrant(s);
- c) Details of other websites registered by the defendant nos.24-34 and 46 using similar details, credit card, payment gateway etc. (disclosed as per sub-clause (b) above) with the defendant nos.24 -34 and 46;
- d) Details of complaints received by the defendant nos.24-34 and 46 in the last six months against the defendant nos.1-23.
- 1.4. Defendant nos.44 and 45 are directed to issue a notification calling upon the various internet service providers registered under it to block access to the various websites, including those listed in **Annexure A** attached to this order within a period of four weeks.
- 1.5. Lastly, 'Dynamic+ injunction' is granted to the plaintiff to protect their copyrighted works as soon as they are infringed/ created, in order to ensure no irreparable loss is caused to the owners of copyrighted works. Consequently, the plaintiff is permitted to implead any mirror/ redirect/ alphanumeric variations of the websites, as given in Annexure A, including those websites which are associated with them, either based on the name, branding, identity or even source of content, by making an appropriate application for impleadment.
- 31. Upon filing of process fee, issue notice to the defendants through all permissible modes including through email returnable before the Joint *CS(COMM)* 809/2024 *Page 12 of 15*

This is a digitally signed order.





Registrar on 18.12.2024.

- 32. Reply be filed within eight weeks with advance copy to counsel for plaintiff. Rejoinder thereto, if any, be filed on or before the next date of hearing.
- 33. The provisions of Order XXXIX Rule 3 CPC be complied within one week.
- 34. List before the Court on 27.01.2025.

SAURABH BANERJEE, J

SEPTEMBER 20, 2024/So

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ANNEXURE A

S. No.	Website Names
1	<u>vegamovies.pet</u>
2	<u>filmywap.rest</u>
<u>3</u>	<u>luxmovies.lol</u>
4	movies4u.diy
<u>5</u>	manaletelugumovies.cc
<u>6</u>	new1themoviespalace.online
7	<u>prmovies.food</u>
8	movies4u.fun
9	gogodramas.su
<u>10</u>	extramovies.my
<u>11</u>	hdmovie2.id
<u>12</u>	<u>flixerabd.store</u>
<u>13</u>	hdmovies23.help
<u>14</u>	11xmovies.lat
<u>15</u>	hdmovie22.com
<u>16</u>	ajker.in 220,157
<u>17</u>	<u>mkvin.skin</u>
<u>18</u>	<u>Ogomovies.cam</u>
<u>19</u>	<u>tamildhool.app</u>
<u>20</u>	anupama.net
<u>21</u>	<u>baalveer.pk</u>
22	tamildhoollll.cc
<u>23</u>	<u>kurumbi.com</u>

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ANNEXURE B

Defendant No	Website Names	Registrar
1	vegamovies.pet	NameSilo LLC
2	<u>filmywap.rest</u>	<u>Namecheap</u>
<u>3</u>	<u>luxmovies.lol</u>	NameSilo LLC
4	movies4u.diy	<u>Namecheap</u>
<u>5</u>	manaletelugumovies.cc	Sarek Oy
<u>6</u>	new1themoviespalace.online	<u>Namecheap</u>
7	prmovies.food	<u>Namecheap</u>
8	movies4u.fun	<u>Namecheap</u>
9	gogodramas.su	Active-Su
<u>10</u>	extramovies.my	<u>Namecheap</u>
11	hdmovie2.id	PT Jagat Informasi Solusi(int)
<u>12</u>	<u>flixerabd.store</u>	HOSTINGER operations, <u>UAB</u>
<u>13</u>	hdmovies23.help	NameSilo, LLC
<u>14</u>	11xmovies.lat	NameSilo, LLC
<u>15</u>	hdmovie22.com	NameCheap, Inc.
<u>16</u>	ajker.in 220,157	GoDaddy.com, LLC
<u>17</u>	mkvin.skin	<u>Namecheap</u>
<u>18</u>	<u>Ogomovies.cam</u>	<u>Namecheap</u>
<u>19</u>	tamildhool.app	<u>Namecheap</u>
<u>20</u>	anupama.net	Porkbun LLC
<u>21</u>	<u>baalveer.pk</u>	<u>Pknic</u>
<u>22</u>	tamildhoollll.cc	Spaceship, Inc.
<u>23</u>	<u>kurumbi.com</u>	Squarespace Domains LLC

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Annexure

Subject: Action requested to be taken by MEITY and Plantiff 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 sates 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 plantiff 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 plantiff 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.