

**By Email/DoT Website**

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

No. 813-07/LM-33/2024-DS-II

Dated:04-04-2025

**To,  
All Licensees with Internet Service Authorization**

**Subject: CS (COMM) 678 of 2024; Merryvale Limited v. John Doe and Ors  
before the High Court of Delhi.**

Kindly find the enclosed Hon'ble Delhi High Court order dated **20.02.2025** on the subject matter.

2. Please refer to the **para 15** of the said court order in respect of blocking of **websites [ 17 nos. ]** enumerated in the said para.

3. In view of the above, all Licensees with Internet Service Authorization are hereby instructed to take immediate necessary action for blocking of the said websites, as above, for compliance of the said court order.

**Encl: A/A**

Digitally signed by  
SHASHI KUMAR  
Date: 04-04-2025  
19:48:06

**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 with request to take action as per the Annexure pl.
- ii.) Sh. Rohan Ahuja <rohan.ahuja@inttladvocare.com>, Plaintiff's Counsel for kind information and requested to take action as per the Annexure pl.
- iii.) Ms. Nidhi Raman CGSC, Senior Penal Counsel for kind information pl.
- iv.) IT Wing of DoT for uploading this order on DoT websites pl.

**Websites to be blocked as per the Hon'ble Court order dated 20.02.2025 [Para 15] in CS(COMM) 678 of 2024.**

S.No.	Website/URL
1.	betway.ind.in
2.	betway-co.net
3.	betway-co.app
4.	betway-co.com
5.	betway-co.org
6.	betwayindia.vip
7.	betway-india.org
8.	betway-india.com
9.	betway-india.support
10.	betway-india.co.in
11.	betway-in.com
12.	betway-ind.info
13.	betway-ind.com
14.	betway-ind.in
15.	betway-official.com
16.	betway-official.in
17.	betwayin.in



\$~37

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

I.A. 4549/2025 & I.A. 4550/2025

IN

+ CS(COMM) 678/2024

**MERRYVALE LIMITED**

....Plaintiff

Through: Mr. Moazzam Khan, Ms. Anvita Goel  
and Mr. Prince Kumar, Advocates

versus

**JOHN DOE AND ORS**

....Defendants

Through: Mr. Mrinal Ojha, Mr Debarshi Dutta,  
Ms. Nikita Rathi, Mr. Yogesh Singh  
and Mr. Arjun Mookherjee, Advocates  
for D-7

**CORAM:**

**HON'BLE MR. JUSTICE AMIT BANSAL**

**ORDER**

%

**20.02.2025**

**I.A. 4550/2025 (seeking exemption from effecting advance service upon the defendants no.13 to 32)**

1. The plaintiff seeks urgent interim relief against the newly impleaded defendants no.13 to 29 operating rogue websites under infringing domain names and directions to the newly impleaded defendants no.30 to 32, among others, and for this purpose, an *ex-parte* interim injunction is also sought.
2. Therefore, in the peculiar facts and circumstances of this case, exemption from effecting advance service upon the newly impleaded defendants is granted.
3. Accordingly, the application is disposed of.

**CS(COMM) 678/2024**

**Page 1 of 5**

*This is a digitally signed order.*

1

*The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.*

File No. 7162 of 2025, Order No. 100 of 2025, Dated 01/04/2025 at 14:14:23

Generated from eOffice by Shashi Kumar, DIR(SK) - DS-II, DIRECTOR(DS-II), Department of Telecommunication on 04/04/2025 07:59 pm



**I.A. 4549/2025 (u/O XXXIX Rules 1 & 2 of the CPC)**

4. This application has been filed under Order XXXIX Rules 1 and 2 of the Code of Civil Procedure, 1908 seeking interim injunction against the newly impleaded defendants no.13 to 29 and directions to the defendants no.7 to 11 and the newly impleaded defendants no.30 to 32.

5. The present suit has been filed for permanent injunction restraining infringement of trademarks and passing off against imposters who have registered infringing domain names containing the plaintiff's registered mark BETWAY.

6. The suit originally filed was in respect of six infringing domain names. *Vide* order dated 12<sup>th</sup> August, 2024, which was modified by the order dated 28<sup>th</sup> August, 2024, an *ex-parte ad interim* injunction was passed in favour of the plaintiff and against the defendants no.1 to 6. Further, the defendants no.7 to 9, Domain Name Registrars (DNRs), were directed to suspend the impugned domain names and directions were also issued to the defendants no.10 and 11, MeitY and DoT respectively, to issue necessary notifications/directions to all telecom and internet service providers in India to block/delete/ remove access to the impugned websites/ URLs.

7. Subsequent to the aforesaid orders passed in favour of the plaintiff, the plaintiff has come across other imposter websites containing the plaintiff's registered mark BETWAY.

8. I.A. 4203/2025 seeking impleadment of the aforesaid new imposters as well as new DNRs was allowed by the Joint Registrar *vide* order dated 17<sup>th</sup> February, 2025.

9. By way of the present application, the plaintiff seeks that the order passed by the Court on 12<sup>th</sup> August, 2024 and 28<sup>th</sup> August, 2024 be extended



to the newly impleaded defendants no.13 to 29.

10. The plaintiff has filed screenshots evidencing infringement of the plaintiff's registered mark BETWAY by the newly impleaded defendants no.13 to 29.

11. In view of the above, a *prima-facie* case of infringement and passing off is made out in favour of the plaintiff and against the newly impleaded defendants no.13 to 29. Clearly, an attempt has been made by the aforesaid newly impleaded defendants to create an impression that they are associated with the plaintiff.

12. Balance of convenience is in favour of the plaintiff and against the aforesaid newly impleaded defendants. Irreparable loss, harm and injury would be caused to the plaintiff if the newly impleaded defendants no.13 to 29 continue to use/ operate the impugned websites/ domain names. Prejudice would also be caused to the public as the impugned websites/ domain names of the aforesaid newly impleaded defendants contain the plaintiff's registered mark BETWAY and are likely to cause confusion among the public.

13. Consequently, till the next date of hearing, the newly impleaded defendants no. 13 to 29, and all those acting in concert/ associated with them, are restrained from directly or indirectly using the mark BETWAY and/or any deceptively similar variation thereof upon or in relation to their business/ products/ services as a trade mark or as part of their trade name, trade style, corporate name, store name, domain name, web address, email address, social media handle and/or in any other manner whatsoever.

14. The defendants no. 7 to 9 and the newly impleaded defendants no.30 to 32 are directed to suspend the domain names mentioned in the table below and provide all information of the domain name registrants including name,



phone number, address and payment details pertaining to the person(s)/ entity(ies) holding the following domain names to the plaintiff within a period of four (4) weeks:

<b><u>S. No.</u></b>	<b><u>Domain Name</u></b>	<b><u>DNR</u></b>
1.	< betway.ind.in>	Dynadot LLC
2.	< betway-co.net>	NameCheap Inc.
3.	< betway-co.app>	NameCheap Inc.
4.	< betway-co.com>	NameCheap, Inc
5.	< betway-co.org>	NameCheap, Inc
6.	< betwayindia.vip>	GoDaddy.com LLC.
7.	<betway-india.org>	NameCheap Inc.
8.	<betway-india.com>	Dynadot Inc
9.	<betway-india.support>	Dynadot Inc
10.	<betway-india.co.in>	Spaceship Inc.
11.	<betway-in.com>	NameCheap Inc.
12.	<betway-ind. info>	NameCheap Inc
13.	<betway-ind.com>	NameCheap Inc.
14.	<betway-ind. in>	DynadotLLC
15.	<betway-official.com>	NameCheap Inc.
16.	<betway-official.in>	NameSilo, LLC
17.	<betwayin.in>	NameCheap Inc.

15. The defendants no.10 and 11, MeitY and DoT respectively, are directed to issue necessary notifications/ directions to all telecom and internet service providers in India to block/ delete/ remove access to the following websites/ URLs within a period of four (4) weeks:

<b><u>S. No.</u></b>	<b><u>URLs</u></b>
1.	< betway.ind.in>
2.	< betway-co.net>
3.	< betway-co.app>
4.	< betway-co.com>



5.	< betway-co.org>
6.	<betwayindia.vip>
7.	<betway-india.org>
8.	<betway-india.com>
9.	<betway-india.support>
10.	<betway-india.co.in>
11.	<betway-in.com>
12.	<betway-ind.info>
13.	<betway-ind.com>
14.	<betway-ind.in>
15.	<betway-official.com>
16.	<betway-official. in>
17.	<betwayin.in>

16. Issue notice to the newly impleaded defendants no.13 to 32 as well as the defendants no.7 to 11 through all permissible modes, including e-mail.

17. Notice is accepted on behalf the defendant no.7.

18. Reply(ies) be filed within four (4) weeks.

19. Rejoinder(s) thereto, if any, be filed within two (2) weeks thereafter.

20. Compliance under Order XXXIX Rule 3 of the Code of Civil Procedure, 1908 be done within three (3) days from today.

21. List before the Court on 22<sup>nd</sup> April, 2025, the date already fixed.

**AMIT BANSAL, J**

**FEBRUARY 20, 2025/ds**

IN THE HIGH COURT OF DELHI AT NEW DELHI  
*(Ordinary Original Commercial Jurisdiction)*

I.A. NO. \_\_\_\_\_ OF 2024  
IN  
CS (COMM.) NO. 678 OF 2024

IN THE MATTER OF:

Merryvale Limited ... Plaintiff  
Versus  
John Doe and Ors. ... Defendants

**NOTICE OF MOTION**

To,

Godaddy.com, LLC  
14455 North Hayden Road, Suite 219  
Scottsdale, AZ 85260  
United State  
Email: [HQ@GoDaddy.com](mailto:HQ@GoDaddy.com)  
Grievance Officer- Karen Gaydos at  
2155 E GoDaddy Way Tempe,  
AZ 85284, USA  
Email: [grievanceofficer@godaddy.com](mailto:grievanceofficer@godaddy.com)

Namecheap, Inc  
4600 E Washington St, Suite 300, 305  
Phoenix, AZ 85034  
Grievance Officer – Hillan Klein  
Email: [grievanceofficer@namecheap.com](mailto:grievanceofficer@namecheap.com);  
[dmca@namecheap.com](mailto:dmca@namecheap.com)

TLD Registrant Solutions Ltd.  
4<sup>th</sup> Floor, Saddlers House  
44 Gutter Lane  
London England



EC2V, 6BR  
Grievance Officer – Volker A. Greimann at  
Im Oberen Werk 1, St. Ingbert  
66386, Germany  
Ph+49-6894 93 96 850  
Email: [abuse@tldregistrarsolutions.com](mailto:abuse@tldregistrarsolutions.com);  
[abuse@key-systems.net](mailto:abuse@key-systems.net)

Ministry of Electronics and Information Technology  
Electronics Niketan, 6-CGO Complex  
Lodhi Road, New Delhi-110003  
Through the Director General (DIT) Cyber Laws  
Email: [cyberlaw@meity.gov.in](mailto:cyberlaw@meity.gov.in); [pkumar@meity.gov.in](mailto:pkumar@meity.gov.in);  
[uoidhc@gmail.com](mailto:uoidhc@gmail.com)

Department of Telecommunications  
Ministry of Communications and IT  
20, Sanchar Bhawan, Ashoka Road  
New Delhi-110001  
Through its Secretary  
Email: [secy-dot@nic.in](mailto:secy-dot@nic.in); [Dirds2-dot@nic.in](mailto:Dirds2-dot@nic.in);  
[uoidhc@gmail.com](mailto:uoidhc@gmail.com); [abhinesh.meena@gov.in](mailto:abhinesh.meena@gov.in)

Sir,

The enclosed applications are being filed by the Counsel for the Plaintiff on behalf of the Plaintiff and are likely to be listed for hearing before this Hon'ble Court on August, 27, 2024 or any date thereafter.

**Filed By:**



PRINCE KUMAR  
D/2656/2015  
C-122, DEFENCE COLONY  
NEW DELHI-110024  
Mob: 9910450813  
Email: [princdhc@gmail.com](mailto:princdhc@gmail.com)

Date: 24.08.2024  
Place: New Delhi

**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.