813-7/25/2024-DS I/3261421/2025

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-40/2024-DS-II Dated:22-03-2025

To,
All the Internet Service Licensees

Subject: CS(COMM) 108 of 2025: STAR INDIA PVT. LTD. Vs. IPTV SMARTER PRO & ORS. before the High Court of Delhi.

Kindly find enclosed the Hon'ble Delhi High Court order dated **10.02.2025** on the subject matter.

- 2. Please refer to Para 40(iv) and 40(v) of the said Court order in respect of blocking of domains/websites [7 nos] iro additional defendants nos 21 to 27, as communicated by the plaintiff along with the Court order dated 19.03.2025.
- 3. In view of the above, all the Internet Service Licensees are hereby instructed to take immediate necessary action for blocking of the said website, as above, for compliance of the said court order.

Encl: AA Digitally signed by SHASHI KUMAR Date: 22-03-2025

13:29:45

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 Counsel for kind information and requested to take action as per the Annexure.
- iii. IT Wing of DoT for uploading this order on DoT websites please.





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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 108/2025 & I.A. Nos. 3363/2025, 3364/2025,

3365/2025, 3366/2025 & 3367/2025

STAR INDIA PVT. LTD.

.....Plaintiff

Through: Mr. Siddharth Chopra with

Mr. Yatinder Garg, Ms. Disha Sharma, Ms. Rimjhim Tiwari and

Ms. Ishi Singh, Advocates.

(M): 9999064036

Email: yatinder@saikrishnaassociates.com

versus

IPTV SMARTER PRO & ORS.

....Defendants

Through: Mr. Avish Sharma with

Mr. Subhashish Kumar, Mr. Himesh

Dwivedi and Ms. Ishika Jain, Advocates for defendant no. 1.

(M): 8603705017

Email: subhashish.adv@gmail.com
Mr. Mrinal Ojha with Mr. Debarshi
Dutta, Mr. Arjun Mookerjee and
Ms. Nikita Rathi, Advocates for

defendant no. 7. (M): 9674388460

Email: arjun.mookerjee@solarislegal.in

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER 10.02.2025

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I.A. 3365/2025 (Exemption from filing original and certified copies of documents)

1. The present is an application under Section 151 of the Code of Civil

CS(COMM) 108/2025 Page 1 of 10





Procedure, 1908 ("CPC"), on behalf of the plaintiff, seeking exemption from filing original documents/certified copies of documents/clearer copies of documents/documents with appropriate margins/translated copies and seeking permission to file dim documents.

- 2. Exemption is granted, subject to all just exceptions.
- 3. Plaintiff 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. 3364/2025 (Exemption from undergoing Pre-Institution Mediation)

- 5. The present is an application under Section 12A of the Commercial Courts Act, 2015, read with Section 151 of CPC, seeking exemption from undergoing Pre-Institution Mediation.
- 6. Issue notice to the defendants.
- 7. Notice is accepted by learned counsels appearing for defendant nos. 1 and 7.
- 8. Let notice be issued to other defendants.

I.A. 3367/2025 (Application seeking leave to file additional documents)

- 9. 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.
- 10. 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.
- 11. The application is disposed of, with the aforesaid directions.

I.A. 3366/2025 (Exemption from advance service to the defendant nos.





10, 13, 17 and 18)

- 12. The present is an application under Section 80(2), read with Section 151 CPC, seeking exemption from advance notice to the defendant nos. 10 (BSNL), 13 (MTNL), 17 [Department of Telecommunication (DoT)] and 18 [Ministry of Electronics and Information Technology (MEITY)].
- 13. Considering the submissions made before this Court and considering the urgent nature of the suit, exemption is allowed.
- 14. With the aforesaid directions, the present application is disposed of.

CS(COMM) 108/2025

- 15. Let the plaint be registered as suit.
- 16. Issue summons.
- 17. Summons is accepted by learned counsels appearing for defendant nos. 1 and 7. Let written statement be filed within thirty days from today by the said defendants.
- 18. Upon filing of the Process Fee, issue summons to the other defendants by all permissible modes.
- 19. Let the written statement be filed by the other defendants within thirty days from the date of receipt of summons. Along with the written statement, the defendants shall also file affidavit of admission/denial of the plaintiff's documents, without which, the written statement shall not be taken on record.
- 20. Liberty is given to the plaintiff to file replication within thirty days from the date of receipt of the written statement. Further, along with the replication, if any, filed by the plaintiff, an affidavit of admission/denial of documents of the defendants, be filed by the plaintiff, without which, the replication shall not be taken on record. If any of the parties wish to seek





inspection of the documents, the same shall be sought and given within the timelines.

- 21. List before the Joint Registrar (Judicial) for marking of exhibits, on 14th April, 2025.
- 22. List before the Court on 14th July, 2025.

I.A. 3363/2025 (Application under Order XXXIX Rules 1 and 2 CPC)

- 23. The present suit has been filed for permanent injunction restraining the defendant nos. 1 to 4 alleging that they are engaged in the infringement of plaintiff's copyrights and broadcast reproduction rights, rendition of accounts, damages, etc.
- 24. Learned counsel appearing for the plaintiff submits that the plaintiff is a leading entertainment and media company in India, engaged, *inter alia*, in the production of popular content broadcast on its STAR channels. The plaintiff is also an exclusive right owner for several work broadcasted on its STAR channels. Plaintiff, along with its affiliates, is the owner of an extensive portfolio of more than 100 channels in over ten languages including channels like Star Movies, Colors Infinity, Sports18, Star Bharat, Star Gold, Jalsha Movies, Star Sports 1, Star Sports HD 1, Star Sports Select 1, Star Sports Select HD 1, Maa Movies, Star Plus, Colors, Colors Rishtey, VH1, MTV, Disney Channel, National Geographic.
- 25. It is submitted that plaintiff also owns and operates the online audiovisual streaming platform and website, www.hotstar.com, www.hotstar.com, and the mobile application, 'Disney+Hotstar', formerly known as 'Hotstar' and JioCinema.
- 26. It is further submitted that the STAR Channels also broadcast various sporting events in the field of cricket, football, F1, badminton, tennis,





hockey etc. Thus, by virtue of quality of content and the time, effort and resources expended by plaintiff, to advertise and promote the channels, the channels of the plaintiff are extremely popular amongst the viewing audiences. The STAR Channels have acquired tremendous goodwill and reputation in the entertainment industry amongst the people.

- 27. It is submitted that plaintiff's OTTs i.e., Disney+ Hotstar and JioCinema enable viewers to watch television serials and programs, films, sports content including live sports content, trailers of upcoming films and television serials, international content, including, viewing schedules of content offered etc.
- 28. Learned counsel appearing for the plaintiff submits that the rogue Apps, by hosting the original content and making available the streaming of plaintiff's STAR Channels without authorization, are causing irreparable harm and grave monetary loss to the plaintiff by diverting viewers away from its platforms, Disney+Hotstar and JioCinema, thereby, undermining the value of plaintiff's intellectual property, depriving plaintiff of rightful revenue streams, and enabling piracy and copyright infringement on a large scale, thereby damaging the plaintiff's business.
- 29. It is submitted that defendant no. 1's rogue App showcases content under four categories, viz. Indian Sports, Disney+Hotstar, JioCinema Cricket, Big Boss Series, and Indian Entertainment. The defendant no. 1's App can be accessed through Android devices as well as iOS devices, wherein, various channels of plaintiff's works and logo are being made available for public viewing
- 30. It is submitted that as per information on the 'About Us' page of defendant no.1's rogue App, it claims to be a software development

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company specializing in 'Custom OTT'.

- 31. It is submitted that the plaintiff also issued a Cease and Desist notice to defendant no. 1 on 08th October, 2024, however, no response has been received on its behalf and the rogue App continues to make available infringing content.
- 32. It is submitted that defendant nos. 2 and 3, have structured their platforms in a manner that closely mirrors the operational framework of defendant no. 1. The application of defendant no. 3 offers subscription packages under two distinct categories, which is available on a yearly subscription basis. These packages provide users with illegal access to a wide range of plaintiff's work/content, including, but not limited to live sports events, movies, series, and other forms of entertainment.
- 33. Learned counsel appearing for the plaintiff has drawn the attention of this Court to the various documents to show that the content, over which the plaintiff has copyright, is being streamed by the defendant nos. 1 to 4.
- 34. Issue notice.
- 35. Notice is accepted by learned counsels appearing for defendant nos. 1 and 7.
- 36. Learned counsel appearing for defendant no. 1 submits that defendant no. 1 is only a video player and does not indulge in any infringing activity.
- 37. Per contra, learned counsel appearing for the plaintiff submits that though the defendant no. 1, including, defendant nos. 2, 3 and 4, may be a video player, however, the content being streamed on their video player, infringes the copyright of the plaintiff. Thus, learned counsel appearing for the plaintiff submits that as of today, the plaintiff is praying for directions to defendant nos. 5 and 6 to block the websites, which infringe the copyrighted





content of the plaintiff, which are streamed on the platforms of defendant nos. 1 to 4.

- 38. Learned counsel appearing for defendant no. 1 appearing on advance notice submits that defendant no. 1 is only a video player and does not encourage any infringing content, therefore, it has no objection if directions are issued to defendant nos. 5 and 6 to block the websites in question.
- 39. In the above circumstances, 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 an irreparable loss. Further, balance of convenience also lies in favour of the plaintiff, and against the defendants.
- 40. Accordingly, the following directions are issued:
- I. Defendant nos. 5 and 6 are directed to block the following websites:
 - a) starshare.live

http://starshare.live:8080

b) xtv.ooo

http://xtv.ooo:8080

c) opplex.live

http://opplex.live:8080

d) smart4k.cc

http://smart4k.cc

II. Defendant nos. 5 to 8, are directed to disclose the information of the registrant details and payment information, as available of the following domains:





S.No.	Domain Name / Website
1.	starshare.live
	(http://starshare.live:8080)
2.	xtv.ooo
	(http://xtv.ooo:8080)
3.	opplex.live
	(http://opplex.live:808)
4.	smart4k.cc
	(http://smart4k.cc)
5.	https://iptvsmarterpro.app/
6.	https://www.iptvsmarters.com/
7.	https://iptvstreamplayer.com/
8.	https://xciptv.com/

- III. Defendant nos. 9 to 16 are directed to block access to the various domains, as follows:
 - a) starshare.live

http://starshare.live:8080

b) xtv.ooo

http://xtv.ooo:8080

c) opplex.live

http://opplex.live:8080

d) smart4k.cc

http://smart4k.cc

IV. Defendant nos. 17 and 18 are directed to issue a notification calling





upon the various internet and telecom service providers registered under it to block access to the following domains:

a) starshare.live

http://starshare.live:8080

b) xtv.ooo

http://xtv.ooo:8080

c) opplex.live

http://opplex.live:8080

d) smart4k.cc

http://smart4k.cc

- V. It is further directed that in case, any domains are discovered by the plaintiff during the course of the proceedings, the same shall be notified by the plaintiff for infringing the plaintiff's exclusive rights, copyrights, by filing the same before the learned Joint Registrar (Judicial). Upon satisfaction of the learned Joint Registrar (Judicial) with respect to any infringement being carried out by any domains which are discovered by the plaintiff and notified on the affidavit, the present order shall extend to such domains also.
- 41. Issue notice to the other defendants by all permissible modes, upon filing of the Process Fee, returnable on the next date of hearing.
- 42. Let reply be filed by the defendants within a period of four weeks.
- 43. In their reply, defendant nos. 1 to 4 shall also disclose compliance with respect to the Information Technology (Intermediary Guidelines and Digital Media Ethics Code), Rules, 2021.
- 44. Rejoinder thereto, if any, be filed within two weeks, thereafter.
- 45. Compliance of Order XXXIX Rule 3 CPC, be done, within a period





of one week, from today.

46. List before the Court on 14th July, 2025.

MINI PUSHKARNA, J

FEBRUARY 10, 2025

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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 108/2025 STAR INDIA PVT LTD

.....Plaintiff

Through: Ms. Ishi Singh & Ms.

Rimjhim Tiwari, Advs.

versus

IPTV SMARTER PRO & ORS.

....Defendant

Through: Mr. Mrinal Ojha, Mr.

Debarshi Dutta, Ms. Nikita Rathi & Mr. Yogesh Singh,

Advs. for D-7.

CORAM: SIDHARTH MATHUR (DHJS), JOINT REGISTRAR (JUDICIAL)

> ORDER 19.03.2025

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In view of the impleadment of the defendant no. 21 to 30 today, issue summons to these defendants through all permissible modes, subject to the filing of PF, returnable for the date already fixed i.e. **14.04.2025.**

IA No. 7156/2025 [By plaintiff u/O 1 Rule 10 CPC seeking impleadment of impugned application & its associated domains engaged in infringing activities as defendants (associated rogue domains/URLs/UIs) & extension of ad-interim order dated 10.02.2025]

The plaintiff is seeking to implead additional mirrors/re-directs/alphanumeric variations as well as the DNRs as the defendant no. 21 to 30 since they are illegally distributing the





copyrighted content of the plaintiff. The relevant details of this infringers and DNRs are mentioned in para no. 5 of the application. Keeping in view, the contents of this application so read in the light of the prayers made in the suit, the same is allowed.

It is worthwhile to note that the additional mirrors/re-directs/alphanumeric variations and the DNRs impleaded as the defendant nos. 21 to 30 shall be subject to the interim orders already passed in the suit.

SIDHARTH MATHUR (DHJS) JOINT REGISTRAR (JUDICIAL)

MARCH 19, 2025/jr

Click here to check corrigendum, if any

Compliance for the Order dated 19.03.2025 and 10.02.2025 passed by the Hon'ble High Court of Delhi in CS(COMM)108 of 2025: Star India Pvt. Ltd. v. IPTV Smarter Pro & Ors

- To "secy-dot" < secy-dot@nic.in > , "Ram Meena" < dirds2-dot@nic.in > , "Cyber Law Legal" < cyberlaw-legal@meity.gov.in > , "Dr. Sandip Chatterjee" < gccyberlaw@meity.gov.in > , "Prafulla Kumar" < pkumar@meity.gov.in > , "sathya.s" < sathya.s@meity.gov.in >

Dear Sir/Ma'am,

We act on behalf of Star India Private Limited having its office at Star House, Urmi Estate, 95, Ganpat Rao Kadam Marg, Lower Parel, Mumbai- 400013 (hereinafter referred to as "Our Client"). Our Client is the Plaintiff in the above-captioned suit.

- 1. Our Client is a leading entertainment and media company in India engaged, inter alia, in the production of popular content broadcast on its STAR channels. Our Client is also an exclusive right owner for several works broadcasted on its STAR channels. Our Client, along with its affiliates, is the owner of an extensive portfolio of more than 100 channels in over ten languages including channels like Star Movies, Star Bharat, Star Gold, Jalsha Movies, Star Sports 1, Star Sports HD 1, Star Sports Select 1, Star Sports Select HD 1, Maa Movies, Star Plus, to name a few (all channels owned and/or distributed by Our Client are hereinafter collectively referred to as "STAR Channels").
- 2. Our Client owns and operates the online audio-visual streaming platform and website, 'www.jiohotstar.com' and 'www.Jiocinema.com' and the mobile application, 'JioHotstar', formerly known as 'Hotstar' (hereinafter collectively referred to as "JioHotstar") and JioCinema. With the widest range of content in India, JioHotstar offers over 100,000 hours of programs across genres and various languages.
- 3.Responding to copyright infringement of exclusive rights in the work of our Client's work/content ("Content"), a Suit was instituted against the impugned applications IPTV Smarter Pro, IPTV Stream Player, XCIPTV Player and iSTB Player ("Impugned Applications") along with their associated domains (impleaded as Defendant No.1-4 in the captioned matter) which engage in illegal and infringing activities (list of the domain names / websites is attached herewith), before the Hon'ble Delhi High Court, *inter alia*, for permanent injunction restraining violation of its exclusive statutory rights in the Content. Our Client also impleaded Domain Name Registrars (Defendant No.5-8), Internet Service providers (Defendant No.9-16) as well as the concerned government departments (Department of Telecommunication and the Ministry of Electronics and Information Technology) (Defendant No. 17 and 18), to ensure effective compliance of any orders that the Hon'ble Delhi High Court was inclined to pass.
- 4.The above-mentioned matter came up before the Hon'ble Justice Ms. Mini Pushkarna, Delhi High Court on 10th February 2025. The Hon'ble Court was pleased to issue notice to you and was also pleased to pass an *ex-parte ad-interim* order. The relevant para of the Order dated 10.02.2025 is extracted herein below:
- "39. In the above circumstances, 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 an irreparable loss. Further, balance of convenience also lies in favour of the plaintiff, and against the defendants.

 40. Accordingly, the following directions are issued:
- *I. Defendant nos. 5 and 6 are directed to block the following websites:*
- a) starshare.live http://starshare.live:8080

http://xtv.ooo:8080

c) opplex.live http://opplex.live:8080

d) smart4k.cc http://smart4k.cc

II. Defendant nos. 5 to 8, are directed to disclose the information of the registrant details and payment information, as available of the following domains:

S.No.	Domain Name / Website
1.	starshare.live
	(http://starshare.live:8080)
2.	xtv.ooo
	(http://xtv.ooo:8080)
3.	opplex.live
	(http://opplex.live:808)
4.	smart4k.cc
	(http://smart4k.cc)
5.	https://iptvsmarterpro.app/
6.	https://www.iptvsmarters.com/
7.	https://iptvstreamplayer.com/
8.	https://xciptv.com/

III. Defendant nos. 9 to 16 are directed to block access to the various domains, as follows:

a) starshare.live

http://starshare.live:8080

b) xtv.000

http://xtv.ooo:8080

c) opplex.live

http://opplex.live:8080

d) smart4k.cc

http://smart4k.cc

IV. Defendant nos. 17 and 18 are directed to issue a notification calling upon the various internet and telecom service providers registered under it to block access to the following domains:

a) starshare.live

http://starshare.live:8080

b) xtv.000

http://xtv.ooo:8080

c) opplex.live

http://opplex.live:8080

d) smart4k.cc

http://smart4k.cc

V. It is further directed that in case, any domains are discovered by the plaintiff during the course of the proceedings, the same shall be notified by the plaintiff for infringing the plaintiff's exclusive rights, copyrights, by filing the same before the learned Joint Registrar (Judicial). Upon satisfaction of the learned Joint Registrar (Judicial) with respect to any infringement being carried out by any domains which are discovered by the plaintiff and notified on the affidavit, the present order shall extend to such domains also."

5. In lieu of the Injunction Order and order dated 10.02.2025, we filed impleadment applications (attached herewith) before the Hon'ble High Court of Delhi, for impleading additional associated domain as Defendant Nos. 21-27 along with their

DNR i.e. Defendant Nos. 28 - 30. The Ld. Joint Registrar was pleased to pass an order dated 19.03.2025 in favour of the Plaintiff wherein, the following was held:

"It is worthwhile to note that the additional mirrors/re-directs/alphanumeric variations and the DNRs impleaded as the defendant nos. 21 to 30 shall be subject to the interim orders already passed in the suit."

- 6. In light of the above, you are hereby requested to comply with the order dated 10.02.2025 and 19.03.2025 by issuing a notification, immediately calling on internet and telecom service providers registered under the said defendants, to block access to the associated domains of Defendant Nos. 21-27, as mentioned in the Order and the excel sheet (attached). We hereby request you to kindly confirm the compliance in writing.
- 7. The next date of hearing in the captioned matter is 14th April, 2025 before the Ld. Joint Registrar and 14th July, 2025 before the Hon'ble Court.
- 8. In compliance with the order dated 10.02.2025 passed by the Hon'ble Court, we, on behalf of the Plaintiff, are hereby serving you the notice as an intimation of the same. This is to effectuate the service of the entire suit papers along with the Impleadment Application. The suit papers being voluminous, can be downloaded from the link below:

https://drive.google.com/drive/folders/15Xo4znNNZExDtvEVbWeHVAcUfEbO5nQh

For your convenience, please find attached the Order dated 10.02.2025 and 19.03.2025.

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

Please acknowledge a safe receipt.

Regards Ishi Singh



Refiled- 2nd Impleadment Application - FINAL.pdf



evidence - IPTV Impleadment (1).pdf

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

- MANAGING IP Global Awards 2014- Firm of the Year India Contentious
- CHAMBERS ASIA PACIFIC 2014 Leading Firm
- **CHAMBERS ASIA PACIFIC 2014** Star Individual- IP Litigation [Saikrishna Rajagopal]
- CORPORATE INTL MAGAZINE GLOBAL AWARD: Media Law Law Firm of the Year in India-2014
- CORPORATE INTL MAGAZINE GLOBAL AWARD: IP Litigation Law Firm of the Year in India-2014
- CLIENT CHOICE AWARDS 2014 Intellectual Property Copyright India
- INDIAN BUSINESS LAW JOURNAL- Law Firm Awards Winner- Intellectual Property- India- 2013
- CHAMBERS- ASIA PACIFIC 2013 Leading Firm
- WTR-1000- 2013- Recommended Firm

NOTE

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 \odot **\Boxes 3 Attachment(s)** • Download as Zip • Add To \rightarrow



Defendant Nos. 21-27 -iptv.xlsx 8.7 KB • 🗸



Associated Domains opplex.ch opplex.st opplex.tv opplextv.cyou rolextv.asia xsmarters.top zonflix.vip

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.