

**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-25/2023-DS-II**

**Dated: 26.12.2023**  
29

**To,**

All Internet Service Licensee's

**Subject: CS (comm) 420 of 2023 Asian Paints Ltd. v. Ajeet Kumar & Ors Before Hon'ble Delhi High Court.**

Kindly find the enclosed Hon'ble Delhi High Court order dated **02.06.2023, 16.08.2023 and 23.11.2023** on the subject matter. (Copy enclosed as Annexure-I to III).

2. Please refer to the **Para 16** of the court order dated **23.11.2023** in respect of blocking **03 websites**.

3. Accordingly, in view of the above, all the Internet Service licensees are also hereby instructed to take immediate necessary action blocking access to websites of defendants no. **43 to 49** as given in memo of parties (Annexure-V).

  
**Director (DS-II)**  
Email: [dirds2-dot@nic.in](mailto:dirds2-dot@nic.in)

Encl:A/A

**Copy to:**

- (i) DGT and DDG (AS) with regards to mobile numbers for KYC details, blocking etc. as mentioned in said court orders.
- (ii) V.Chinnasamy, Scientist E ([chinnasamy.v@meity.gov.in](mailto: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**.
- (iii) Lalita Sowmya Priya ([sowmya@fiduslawchambers.com](mailto:sowmya@fiduslawchambers.com)) and Rohan Krishna Seth ([rohan@fiduslawchambers.com](mailto:rohan@fiduslawchambers.com)) counsel for the plaintiff for kind information and necessary action as per **Annexure-IV**.

- (iv) Harish Vaidyanathan Shankar ([hvscgscdhc@gmail.com](mailto:hvscgscdhc@gmail.com)), Central Govt. Standing Counsel [Delhi High Court], Senior Penal Counsel for kind information.
- (v) IT wing of DoT for uploading on DoT websites please.

**BY EMAIL & DoT website**

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2. Please refer to the **Para 16** of the court order dated 23.11.2023 in respect of blocking **03** websites.

3. Accordingly, in view of the above, all the Internet Service licensees are hereby instructed to take immediate necessary action blocking access to websites of defendants no. **43 to 49** as given in memo of parties (Annexure-I). *also*

**Director (DS-II)  
Email: dirds2-dot@nic.in**

Encl:A/A

Copy to:

- blocking etc.*  
*for and kyc details etc.*
- (i) DGT and DDG (AS) with regards to blocking/suspending mobile numbers as mentioned in *said. Court orders.*
  - (ii) V.Chinnasamy, Scientist E ([chinnasamy.v@meity.gov.in](mailto:chinnasamy.v@meity.gov.in)), Electronics Niketan, Ministry of Electronics and Information Technology (MeitY) New Delhi for kind information and with request to take action as per **Annexure-II**. *TV*
  - (iii) Lalita Sowmya Priya ([sowmya@fiduslawchambers.com](mailto:sowmya@fiduslawchambers.com)) and Rohan Krishna Seth ([rohan@fiduslawchambers.com](mailto:rohan@fiduslawchambers.com)) counsel for the plaintiff for kind information and necessary action as per **Annexure-IV**.

P.T.O.

- (iv) Harish Vaidyanathan Shankar ([hvscgscdhc@gmail.com](mailto:hvscgscdhc@gmail.com)), Central Govt. Standing Counsel [Delhi High Court], Senior Penal Counsel for kind information.
- (v) IT wing of DoT for uploading on DoT websites please.

Above draft letter is put up for kind perusal and approval please

Sandeep Kumar  
28/12/2023  
SANDEEP KUMAR  
OT of JTO-2022 Batch

~~DIR/DS-II~~

 28/12/2023

DDG (PS)

Vinod Narayan

29/12/2023

DIR DS-II

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

+ **CS(COMM) 420/2023**

**ASIAN PAINTS LIMITED** ..... Plaintiff  
Through: Ms. Shwetasree Majumder,  
Mr.Prithvi Singh, Ms.Lalita  
Sowmya Pemmaraju, Advocates.

versus

**AJEET KUMAR AND OTHERS** ..... Defendants  
Through: None.

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

**ORDER**

% **02.06.2023**

**I.A. 11321/2023 (for Exemption)**

1. Subject to the plaintiff filing original, clear and legible copies of documents on which the plaintiff may seek to place reliance, within four weeks from today, exemption is granted for the present.
2. The application is disposed of.

**I.A. 11323/2023 (for exemption from serving advance copy of the Suit paper book to D-1 to 7)**

3. The present application has been filed on behalf of the plaintiff

seeking exemption from advance service to the defendants no.1 to 7.

4. In view of the urgent *ex parte* relief sought by the plaintiff, the application is allowed.

**I.A. 11322/2023 (u/S 12A of Commercial Courts Act)**

5. In view of the urgent interim relief sought, the plaintiff is granted exemption from the requirement of pre-institution mediation in terms of Section 12A of the Commercial Courts Act, 2015.

6. Accordingly, the application stands disposed of.

**I.A. 11320/2023(O-XI R-1(4) of the CPC)**

7. The present application has been filed on behalf of the plaintiffs seeking leave to file additional documents under the Commercial Courts Act, 2015.

8. The plaintiffs are granted thirty days' time to file additional documents.

9. Accordingly, the application is disposed of.

**CS(COMM) 420/2023**

10. Let the plaint be registered as a suit.

11. Issue summons.

12. Summons be issued to the defendants through all modes.

13. The summons shall state that the written statement(s) shall be filed by the defendants within thirty days from the date of the receipt of summons. Along with the written statement(s), the defendants shall also file an affidavit of admission/denial of the documents of the plaintiff, without which the written statement(s) shall not be taken on record



14. Liberty is given to the plaintiff to file replication, if any, within fifteen days from the receipt of the written statement(s). Along with the replication(s) filed by the plaintiff, an affidavit of admission/denial of the documents of the defendants, be filed by the plaintiff.

15. The parties shall file all original documents in support of their respective claims along with their respective pleadings. In case parties are placing reliance on a document, which is not in their power and possession, its detail and source shall be mentioned in the list of reliance, which shall be also filed with the pleadings.

16. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the timelines.

17. List before the Joint Registrar on 5<sup>th</sup> September, 2023, for completion of service and pleadings.

18. List before this Court on 9<sup>th</sup> October, 2023.

**I.A. 11319/2023 (O-XXXIX R-1 & 2 of CPC)**

19. The present suit has been filed seeking reliefs of permanent injunction restraining the defendants no.1 to 7 from infringing the trademarks of the plaintiff, passing off their services as that of the plaintiff, and other ancillary reliefs.

20. The plaintiff is a multinational paint company founded in the year 1942. The plaintiff is engaged in the business of manufacturing, selling and distribution of paints, coatings, home décor products, bath fittings, lights, furnishings and furniture. The plaintiff claims to be using the trademark 'ASIAN PAINTS' since 1952 in respect of its products. The plaintiff is the registered proprietor of the mark 'ASIAN PAINTS' and its formative device

marks in various classes. Details of the said marks are provided in paragraph 13 of the plaint. The plaintiff is also the registrant of the domain '[www.asianpaints.com](http://www.asianpaints.com)' since 1997. The mark 'ASIAN PAINTS' has also been declared a well-known trademark by the Trade Mark Registry under Section 2(1)(zg) of the Trade Marks Act, 1999.

21. Counsel for the plaintiff submits that the defendants no. 1 to 6 are duping unwary persons into believing that the defendants no.1 to 6 are the representatives of the plaintiff. The said defendants are offering fake Asian Paints dealerships on behalf of the plaintiff. The unwary persons, who are aware of the plaintiff and its reputation under the 'ASIAN PAINTS' trademark end up paying huge sums of money to the defendants no.1 to 7 under the bona-fide belief that upon making payments, the said persons will become official dealers of the plaintiff. Some of these persons have been issued forged certificates on behalf of the defendants no.1 to 7 upon making such payments. It was only when the said persons contacted the plaintiff, did they discover that they had been defrauded by the defendants no.1 to 7.

22. As an illustrative example of the *modus operandi* of the contesting defendants, the plaintiff relies on paragraph 18 of the plaint as set out below:

*“18.1 The person was contacted by the Defendant No. 1, Ajeet Kumar, from his mobile No. +91 8961676785 (and landline No. +91 120 6914306) and claimed to be from Head of Department, Dealership of the Plaintiff company.*

*18.2 The Defendant No. 1 directed the person's attention to the website 'paintdealership.com' and asked the person to apply for a dealership from the said website. Upon applying from the aforesaid website, the person received a confirmation from the Defendant No. 1. It is pertinent to note that presently, the website 'www.paintdealership.com'*



*is no longer active and the WHOIS records reflect that the domain 'paintdealership.com' is available for sale.*

*18.3 The Defendant No. 1 then asked the person to deposit a sum of INR 24,999 as dealership registration and INR 2,00,000 as a security amount. Upon making these payments, the person received forged/ fabricated dealership certificate and confirmation email.*

*18.4 The Defendant No. 1 then asked the person to deposit a sum of INR 5,00,000 for "stock purchase", which payment was made by the person.*

*18.5 The Defendant No. 1 then "forced" the person to deposit a sum of INR 2,91,400 for "paint mixer machine".*

*18.6 The Defendant No. 1 then "forced" the person to deposit a sum of INR 3,50,000 for "license fee for chemical certificate from ministry of chemical".*

*18.7 Thereafter, the Defendant No. 1 again contacted the person for payment of additional sum for insurance and "other license fee". The Defendant No. 1 has not only duped the person but continues to harass him for payment of additional money."*

23. The aforesaid paragraph outlines one such fraudulent act of the defendant no.1, wherein one Mr. Gopal Aggarwal was defrauded of a large sum of money, in respect of which, he had filed a complaint with the SHO, Model Town, Delhi. Attention of the Court has also been drawn to the complaint filed at page 311 of the plaintiff's documents.

24. Counsel for the plaintiff has also drawn attention of the Court to paragraphs 22 to 36 of the plaint as also Documents A and B filed as annexures with the plaint, which list out the particulars of the various fraudulent acts perpetrated by the defendants no. 1 to 6, with reference to the

domains used, the telephone numbers from which calls were made and the bank accounts to which monies were deposited.

25. Counsel for the plaintiff submits that the defendant no. 7 has been impleaded as a John Doe defendant to account for all unknown perpetrators, who are involved in the aforesaid fraudulent activities concerning the plaintiff. The defendants no. 8 to 11 are the registrars of the impugned domain names, the defendants no. 12 to 22 are the banks in which the defendants no.1 to 6 appear to hold bank accounts, the defendants no. 23 and 24 are MeitY and Department of Telecommunications (DoT), the defendant no. 25 is Telecom Regulatory Authority of India (TRAI) and the defendants no. 26 to 30 are telecom service providers.

26. Issue notice.

27. Notice be issued to the defendants through all modes.

28. Reply(ies) be filed within four weeks.

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

30. In my view, the plaintiff has established a prima facie case in its favour. The defendants no.1 to 6 are defrauding the public by deceiving them into believing that they are associated with the plaintiff and authorized to grant dealerships on behalf of the plaintiff. Balance of convenience is in favour of the plaintiff. Irreparable harm would be caused not only to the plaintiff but also to the public if an *ex parte* ad interim injunction as prayed is not granted in favour of the plaintiff.

31. Consequently, an *ex parte* ad interim injunction order is passed in the following terms:

- I. The defendants no. 1 to 7, their employees, servants, agents, representatives and all others in active concert or participation with

them are restrained from using, in any form or manner, the plaintiff's ASIAN PAINTS trade marks or any other deceptively similar mark either on their websites or in any other manner.

- II. The defendant no. 8 is directed to suspend access, maintain status quo as to the ownership of the domains, and provide full name, address and registrant account details for the domains 'asianpaintsdealership.in', 'paintsdealership.com' and 'asianpaints.co', within two weeks from today.
- III. The defendant no. 9 is directed to suspend access, maintain status quo as to the ownership of the domain, and provide full name, address and registrant account details for the domain, 'asianpaints.in', within two weeks from today.
- IV. The defendant no. 10 is directed to suspend access, maintain status quo as to the ownership of the domain, and provide full name, address and registrant account details for the domain, 'asianpaintsdealerships.com', within two weeks from today.
- V. The defendant no. 11 is directed to suspend access, maintain status quo as to the ownership of the domain, and provide full name, address and registrant account details for the domain, 'asianpaintsfranchisee.com', within two weeks from today.
- VI. The defendants no. 12 to 22 are directed to disclose the KYC details of the following bank accounts and forthwith freeze the aforesaid accounts as listed in the table below:

<b>Defendant Bank No.</b>	<b>Defendant Bank Name</b>	<b>Bank Accounts details</b>
12	Federal Bank	19220100060113
12	Federal Bank	55550111749279
12	Federal Bank	55550111757926
12	Federal Bank	12200100152935
13	Canara Bank	315101027207
13	Canara Bank	110027815000
13	Canara Bank	0236101057824
14	Yes Bank	069452000001761
15	Utkarsh Small Finance Bank	1595010000000006
16	Indian bank	7157050429
17	IndusInd Bank	157870280093
18	ICICI Bank	247601000999
19	Punjab National Bank	9931001000 03381
19	Punjab National Bank	8805000100017057
19	Punjab National Bank	3046000103086070
20	Kotak Mahindra Bank	7746354008
20	Kotak Mahindra Bank	7546530558
21	IDBI Bank	1998104000053525 (Money Not Transferred, Sl. No. 19)
22	Central bank of India	5147162016

- VII. The defendant no. 23 to 24 are directed to issue a notification to all ISPs to suspend access to the domains asianpaintsdealership.in, paintsdealership.com, asianpaints.co, asianpaints.in, asianpaintsdealerships.com and asianpaintsfranchisee.com, within three weeks from today.
- VIII. The defendant no. 25 is directed to issue a notification for the suspension/ temporary blocking of the phone numbers ‘+91 8276830105; +91 8334974257; +91 7044426299, +91 7872714487, +91 8777650885; +91 8961676785; +91 8961628487; + 91 9769220946; +91 120 6914306; 18001204944; +91 8478827013; +91 9903084193; +91 8513945036; +91 9867624377; +91 9833285882; +91 8017473823; +917208204223; +91 8961628525; +91 8420186878; +91 120 4882200 and; +91 120 6914306’, within two weeks from today.
- IX. The defendant no. 26 to 30 are directed to disclose the KYC details of the registrants under whose names the phone numbers, ‘+91 8276830105; +91 8334974257; +91 7044426299, +91 7872714487, +91 8777650885; +91 8961676785; +91 8961628487; + 91 9769220946; +91 120 6914306; 18001204944; +91 8478827013; +91 9903084193; +91 8513945036; +91 9867624377; +91 9833285882; +91 8017473823; +917208204223; +91 8961628525; +91 8420186878; +91 120 4882200 and +91 120 6914306’ are registered, within two weeks from today.
32. Compliance of Order XXXIX Rule 3 of the Code of Civil Procedure, 1908 (CPC) be done within fifteen days.
33. List before the Joint Registrar on 5<sup>th</sup> September, 2023, for completion

of service and pleadings.

34. List before this Court on 9<sup>th</sup> October, 2023.

**JUNE 2, 2023**

*rishav*

**AMIT BANSAL, J.**





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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **CS(COMM) 420/2023, I.As. 11319/2023, 11657/2023, 11884/2023,**  
**15278/2023, 15280/2023, 23375/2023, 23376/2023, 23377/2023**  
**ASIAN PAINTS LIMITED** ..... Plaintiff

Through: Mr. Prithvi Singh, Mr. Shiv  
Mehrotra, Advs. (M. 9650260265)

versus

**AJEET KUMAR AND OTHERS** ..... Defendants

Through: Mr. Dileep Poolakkot & Mr. Shivam  
Sai Advs. for Federal Bank (M.  
9868816661)

Mr. Parva Khare Adv D-9,11 & 35  
(M. 9987115749)

Ms. Samridhi Sachdeva, Adv. D 15  
(M. 8130655528)

Mr. Harish Vaidyanathan Shankar,  
CGSC, with Mr. Srish Kumar  
Mishra, Mr. Alexander Mathai  
Paikaday & Mr. Krishnan V. Advs.  
for MEITY & DOT (M.  
9810788606)

Mr. Arjun Basra, Adv. Proxy for  
Ms. Hetu Arora Sethi, ASC GNCTD  
(M. 9971690867)

Mr. Aditya Nayyar, and Ms. Aashna  
Agarwal, Advs. for D-30. (M:  
7066935889)

Mr. Mrinal Ojha, Mr. Debarshi  
Datta, Ms. Tanya Chaudhry, Adv.  
for D-8. (M: 9654436678)

PSI Digambar Kurkute, Cyber Cell,  
Oshiware, Police Station

**CORAM:**

**JUSTICE PRATHIBA M. SINGH**

**ORDER**

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**23.11.2023**



1. This hearing has been done through hybrid mode.

**I.A.23377/2023 (for exemption)**

2. This is an application filed by the Plaintiff seeking exemption from filing Original/certified/translated copies of documents with proper margins, etc. Original documents shall be produced/filed at the time of Admission/Denial, if sought, strictly as per the provisions of the Commercial Courts Act, 2015 and the DHC (Original Side) Rules, 2018.

3. Exemption is allowed, subject to all just exceptions. Accordingly, the application is disposed of.

**I.A. 23376/2023 (exemption from advance service to the Defendants)**

4. In view of the fact that the Plaintiff has sought *ex parte ad-interim* injunction, the exemption from advance service to the Defendants is granted.

5. Application is disposed of

**CS(COMM) 420/2023, I.As. 11319/2023, 11657/2023, 11884/2023, 15278/2023 & 15280/2023**

6. The present suit, initially, was instituted against 30 Defendants. However, vide order dated 16th August, 2023, further parties were impleaded, and the suit currently has 42 Defendants.

7. At the outset, on behalf of the Defendant No.11-Top Level Domains LLC, it is submitted that the costs imposed of Rs.50,000/- vide order dated 10th November, 2023 has been deposited. In addition, it is submitted by Id. Counsel for Defendant No. 11 that the services of Defendant No.11 have also been restored. He further clarifies the details of the Grievance Officer, of the Defendant No.11. The requisite details of the said Grievance Officer is as under:



*Mr. Prabhat Kamat*  
[grievance-officer@newfold.com](mailto:grievance-officer@newfold.com)  
*M: 022-67209095*

8. The above submissions are taken on record.
9. List before Joint Registrar on 8th January, 2024.
10. List before Court on 21st March, 2024.

**I.A. 23375/2023 (u/O I R 10 CPC with O. XXXIX R1 &2 CPC)**

11. This is an application filed by the Plaintiff seeking further impleadment of fraudulent domain names and websites which are operating and collecting huge amounts of money under the grab of offering Asian Paints dealership and franchisees. The banks, who are the service providers of the bank accounts of such websites, are also proposed to be impleaded as Defendants in the present case. The websites and the mobile numbers which are being used for perpetuating such fraudulent activities are as under:

- I. [www.asianpaintspartner.com](http://www.asianpaintspartner.com)  
*M: 9040930981*
- II. [www.asianpaintsdealerships.co](http://www.asianpaintsdealerships.co)  
*M:9038731266*
- III. [www.asianpaintsdealer.com](http://www.asianpaintsdealer.com)  
*M:8961301451*

12. Ld. Counsel for the Plaintiff has taken the Court through various documents to show how substantial sums of money are being collected through these websites and mobile numbers. A perusal of the record would show that several transactions have been entered into, wherein large amount of money has been paid to the bank accounts of these websites or have been received through their mobile numbers as stated above. The transactions are set out hereinbelow:



*“-21st September, 2023 – INR 24,999 through UPI to Account No. 19180100037141 at Federal Bank, Santa Cruz, Kalina, Mumbai (Mr. Amit Ghosh)*  
*- 03rd October, 2023 – INR 24,999 through NEFT to Account No. 19180100037141 at Federal Bank, Santa Cruz, Kalina, Mumbai (Mr. Parag Dubepatil)*  
*- 03rd October, 2023 – INR 2,00,000 through NEFT to Account No. 19180100037141 at Federal Bank, Santa Cruz, Kalina, Mumbai (Mr. Parag Dubepatil)*  
*- 05th October, 2023 - INR 3,00,000 through RTGS into Account No. 19180100037141 Federal Bank, Santa Cruz, Kalina, Mumbai. (Mr. Parag Dubepatil)*  
*- 06th October, 2023 – INR 2,75,000 through RTGS into Account No. 99980121353663 Federal Bank, Santa Cruz, Kalina, Mumbai (Mr. Parag Dubepatil)*  
*- 18th October – INR 25,500 into Account No. 425802010115841, Union Bank of India, Santa Cruz, Kalina, Mumbai (Mr. Rohit Tilakchand Lilhare)*  
*- 21st October – INR Rs 1,50,000 into Account No. 425802010115841, Union Bank of India, Santa Cruz, Kalina, Mumbai and Account No. 50100646343347, HDFC Bank, Shanti Nagar, Mumbai (Mr. Rohit Tilakchand Lilhare)*  
*- 24th October – INR Rs 1,80,000 into Account No. 425802010115841, Union Bank of India, Santa Cruz, Kalina, Mumbai and Account No. 50100646343347, HDFC Bank, Shanti Nagar, Mumbai (Mr. Rohit Tilakchand Lilhare)*  
*- 30th October, 2023 – INR 24,999 into Account No. 18120100084124 Federal Bank, Santa Cruz, Kalina, Mumbai (Mr. Shyamdhhar Pandey)*  
*- 01st November, 2023 – INR 2,00,000 into Account No. 18120100084124 Federal Bank, Santa Cruz, Kalina, Mumbai (Mr. Shyamdhhar Pandey)*  
*- 02nd November, 2023 – INR 24,999 into Account No. 60462241546 Bank of Maharashtra, Santa Cruz, Kalina, Mumbai (Mr. Sarthar Mohideen)*  
*- 03rd November, 2023 – INR 2,00,000 through RTGS*



*into Account No. 60462241546 Bank of Maharashtra, Santa Cruz, Kalina, Mumbai (Mr. Sarthar Mohideen) - 02nd November, 2023 – INR 49,500 into Account No. 01410110048498 UCO Bank, Santa Cruz, Kalina, Mumbai (Mr. Hemant Krishnagopal Rathi) - 08th November, 2023 – INR 3,30,000 into Account No. 01410110048498 UCO Bank, Santa Cruz, Kalina, Mumbai (Mr. Hemant Krishnagopal Rathi)”*

13. As per the averments in the application, gullible persons have been made to part with their money, who thereafter realised that the websites were fake. Aggrieved by the illegal and unlawful collection of money, through such fake websites, the said individuals complained to the Plaintiff leading to the filing of the present application.

14. The Court has perused the documents. It is clear that repeated cases are being filed in similar circumstances, where it is noticed that amounts are being collected by websites through their bank accounts by giving the name of the Plaintiff as the account holder. But such accounts, in fact, stand in some third party's name. This issue has been repeatedly flagged even to the Reserve Bank of India, and detailed orders have been passed in such Domain Name cases *i.e., Dabur India Ltd. v. Ashok Kumar & Ors., 2023:DHC:3798.*

15. However, insofar as the present case is concerned, considering that substantial number of individuals are being duped to part with large sums of money, the impleadment is allowed.

16. The amended memo of parties be placed on record impleading the proposed Defendants as Defendant Nos. 43 to 49. The injunction order already granted is extended to these domain names and websites. The concerned DNRs of the above domain names shall block and suspend the



said domain names. The various ISPs and telecom service providers (TSPs) are directed to suspend access to the above three domain names/websites.

17. Defendant No.27-Bharti Airtel shall disclose the KYC details of the mobile no. **+91 9040930981** as also under whose name the phone number is registered. Defendant No. 27 shall also provide the KYC details to Ms. Hetu Arora Sethi, Id. Counsel appearing for the Delhi Police.

18. Defendant No.24-DoT shall also block the following telephone numbers

- +91 9040930981,
- +91 8066187131,
- +91 7327927432,
- +91 8421592584,
- +91 8235063423,
- +91 8342018915,
- +91 9038731266,
- +91 8961301451 and
- +22 4148387.

The concerned telecom service providers of these numbers are directed to disclose the KYC details of the persons, in whose name the above phone numbers have been registered, to the Plaintiff as also to Ms. Hetu Arora Sethi, Id. Counsel for the Delhi Police.

19. The Federal Bank-Defendant No.12 is directed to disclose the KYC details of the following bank accounts:

*Account Nos.*

- **19180100037141,**





- 18120100084116,
- 18120100084124 and,
- 99980121353663

20. The Bank of Maharashtra- Defendant No. 31 is directed to disclose the KYC details of the following bank account:

*Account No. 60462241546.*

21. The Union Bank of India- Defendant No. 47 is directed to disclose the KYC details of the following bank account:

*Account No. 425802010115841*

22. The HDFC Bank- Defendant No. 48 is directed to disclose the KYC details of the following bank account:

*Account No. 50100646343347*

23. The UCO Bank- Defendant No. 49 is directed to disclose the KYC details of the following bank accounts:

*Account No. 01410110048498*

24. Compliance of Order XXXIX Rule 3 CPC, 1908 be done by email within a week.

25. It is made clear that the orders passed against TRAI order dated 2<sup>nd</sup> June, 2023 and order dated 16<sup>th</sup> August, 2023 directing them to suspend mobile numbers shall now be given effect by the Defendant No. 24- DoT/MeiTy. Mr. Harish V. Shankar, Id. Counsel accepts notice for DoT and undertakes to communicate to his client to give effect to the order.

26. Id. Counsel for the Defendant No. 22- Central Bank of India submits that the account details provided by the Plaintiff are incorrect. Let the correct details be provided by the counsel for Id. Plaintiff within a week to Id. Counsel for the Central Bank of India.



27. Ld. Counsels for all the banks be provided a copy of today's application, so that they can give effect to the orders passed today.

28. Various banks have submitted that they have filed affidavits in terms of 16<sup>th</sup> August 2023. Some affidavits are on record, however, not all the affidavits are on record.

29. List before the Joint Registrar for the Counsels to ensure that all their respective affidavits come on record, on 8th January, 2024.

30. List before Court on 21st March, 2024.

**PRATHIBA M. SINGH, J.**

**NOVEMBER 23, 2023**

*dj/ks*

IN THE HIGH COURT OF DELHI AT NEW DELHI  
 (Ordinary Commercial Jurisdiction)  
 CS (COMM) No. 420 of 2023

AMENDED MEMO OF PARTIES

In the Matter of:

ASIAN PAINTS LIMITED  
 ASIAN PAINTS HOUSE  
 6A, SHANTINAGAR, SANTACRUZ (E),  
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ALSO AT:

GODADDY INDIA WEB SERVICES PRIVATE LIMITED  
 FIRST FLOOR, 01A167, WEWORK BRISTOL CHOWK,  
 PLATINA TOWER, MG ROAD,  
 SECTOR-28, GURGAON,  
 HARYANA – 122002  
 EMAIL: grievanceofficer@godaddy.com  
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ENDURANCE DOMAINS TECHNOLOGY LLP  
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 WESTERN EXPRESS HIGHWAY, GOREGAON (EAST)  
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 GNAME.COM PTE. LTD.  
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UTKARSH SMALL FINANCE BANK

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INDIAN BANK

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BANDRA KURLA COMPLEX,  
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 TECHNOLOGY,  
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 ELECTRONICS NIKETAN, 6-CGO COMPLEX,  
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TELECOM REGULATORY AUTHORITY OF INDIA  
 MAHANAGAR DOORSANCHAR BHAWAN (NEXT TO  
 ZAKIR HUSSAIN COLLEGE)  
 JAWAHARLAL NEHRU MARG (OLD MINTO ROAD)  
 NEW DELHI: 110 002  
 E-MAIL ID : ap@traf.gov.in  
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BHARAT SANCHAR NIGAM LTD.  
 BHARAT SANCHAR BHAWAN, REGULATION CELL  
 5TH FLOOR, HARISH CHANDRA MATHUR LANE

JANPATH, NEW DELHI -110001

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 BANK OF MAHARASHTRA HEAD OFFICE  
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and [www.asianpaintsdealerships.co](http://www.asianpaintsdealerships.co)

Associated with e-mail Ids - [asian@asianpaintspartner.com](mailto:asian@asianpaintspartner.com) and [dealership@asianpaintsdealerships.co](mailto:dealership@asianpaintsdealerships.co)

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Associated with Bank Account bearing Nos. – 425802010115841, 19180100037141, 18120100084116, 18120100084124, 60462241546 and 99980121353663.

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DOMAINSHYPE.COM LLC

Domain Registrar of Domain Name -

[www.asianpaints.partner.com](http://www.asianpaints.partner.com)

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Place: New Delhi

Date: 11 November 2023

## **Annexure-IV**

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.