

Microsoft Corporation & Anr. vs Pcpatchers Technology Private Limited ... on 15 April, 2024

Author: Prathiba M. Singh

Bench: Prathiba M. Singh

\$~21,8, 17 to 20, 22 to 51

* IN THE HIGH COURT OF DELHI AT NEW DELHI

Date of Decision

(21)

+ CS (COMM) 135/2022 & I.As. 3423/2022, 1221/20
DABUR INDIA LIMITED

Through: Mr. Anirudh Bakhru, Mr. An
Chibber, Mr. Prabhu Tando
Kripa Pandit, and Mr. Saz
Advocates. (M: 7838499168)

versus

ASHOK KUMAR AND ORS D

Through: Mr. Yashvardhan Singh, Adv
D-1. (M:9667056770)
Mr. Harish Vaidyanathan S
CGSC, with Mr. Srish Kuma
Mishra, Mr. Alexander Mat
Paikaday, and Mr. Krishna
Advocates (M: 9810788606)
Ms. Kruttika Vijay & Ms.
Kane, Adv. for D-5 (M-99
Mr. Dayan Krishnan Senior
with Mr. Alipak Banerjee,
Khare, Mr. Brijesh Ujjain
Advocates for D-4. (M:998
Mr. K.G. Gopalakrishnan a
Nisha Mohandas, Advocates
(M:8800556341)
Mr. Darpan Wadhwa Sr. Adv
Alipak Banerjee, Ms. Shwe
Mr. Parva Khare, Mr. Brij
Ujjainwal Advocates.
Mr. Apoorv Kurup & Ms. Ki
Dadheech , Advocates for
8929015368)
Mr. Akshay Goel, Mr. Shiv
& Mr. Lalit Kashyap, Advo

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By:DEVANSHU JOSHI

Signing Date:18.04.2024 13:39

CS (COMM) 135/2022& connected matters

Mr. Mr. Shubhendu A
Piyush M. Dwivedi, A
(M:7827709253)
Mr Kushal Gupta & Mr
Advocates.
Mr. Prashant Prakash
8800009001)
Ms. Lakahmi Kruttika
Aishwarya Kane, Advo
(M: 9643233842)
Ms Hetu Arora Sethi,
with Insp Suneel Sid
Sanjeev Solanki, Ins
Nehra, Insp Bhanwar
Manoj, IFSO, Special
Mr. Sarfaraz Khan &
Wahid, Advocates for
9899140169)

(8) WITH
+ CS(COMM) 250/2020 and I.A. 2285/20
STAR INDIA PVT. LTD. & ANR.
Through: Mr. Pravin Anan
Mr. Roh
Advs.(M-9079965

versus

OXIBUZZ.COM & ORS.
Through: Ms. Akshita Jai
(M-9990526912).
Mr. Darpan Wadh
with Ms. Swati
Bansal & Mr. Va
for D-3-4.
Mr. Mrinal Ojha
Mr. Anand Raja
Chaudhry. Mr. S

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CS (COMM) 135/2022& connected matters

Samyak Bilala Advs.
Mr. Anurag Ahluwalia, CGS
Mr. Danish Faraz Khan, Mr
Siddhant and Mr. Rahul Sh
Advocates for UOI (M-9999
with Mr. Tanmay Nirmal, M
legal.
Ms Hetu Arora Sethi, ASC,

(17) WTIH
+ CS (COMM) 20/2019 & I.As.561/2019

TATA SKY LIMITED

Through: Mr. Tanmaya Mehta ,Ms. Rashmi
Gogoi and Ms. Riya Rathi,
9999255931)

versus

S G ENTERPREISES - TATA SKY SALES AND SERVICES AND
ORS.D

Through: Mr. Alipak Banerjee, Mr. Moa
Khan, Ms. Shweta Sahu, Mr.
Banerjee, Ms. Shweta Sahu
Mr. Parva Khare, Mr. Brijesh
Ujjainwal, Advs.
(M:9987115749)
Ms. Akshita Jain, Advocate
(M:9990526912)
Mr. Akshay Goel, Mr. Shiva
& Mr. Lalit Kashyap, Advoc
Mr. Akshay Goel, Mr. Shiva
& Mr. Lalit Kashyap, Advoc
Ms Hetu Arora Sethi, ASC,
with Insp Suneel Siddhu, I
Sanjeev Solanki, Insp Arun
Nehra, Insp Bhanwar Singh,
Manoj, IFSO, Special Cell
Mr. Sanjay Gupta, and Mr.
Sharma Advs. for HDFC Bank
9958609042)

(18)

WITH

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CS (COMM) 135/2022& connected matters

+ CS (COMM) 350/2020 & I.A. 7456/2020, 9624/2020,
996/2021, 9204/2022, 16148/2022
GUJARAT COOPERATIVE MILK MARKETING FEDERATION
LTD & ANR.

Through: Mr. Abhishek Singh, Mr.
Anand, Mr. Elvin Jos
Singh Dalal, Mr. Sha
Ms. Alisha Sharma, A
8750600178)

versus

AMUL - FRANCHISE.IN & ORS.

Through: Mr. Anil Soni, CGSC wit
Mourya, Mr. Devvrat
for UOI. (M:95602382
Mr. Anurag Ahluwalia
Mr. Abhigyan Siddhan
Danish Faraz Khan, A
UOI. (M:9811418995)
Mr. Neel Mason, Mr.

and Ms. Aditi Umapat
Ms. Shweta Sahu, Mr.
Ms. Aishwarya Jain,
Ujjainwal Advocate f
(M:9987115749)
Mr. Praveen Kumar Ja
D-37.
Mr. Alipak Banerjee,
Khan, Ms. Shweta Sah
Banerjee, Ms.
Advocate, Mr. Parva
Brijesh Ujjain
(M:9987115749) for D
Mr. Praveen Kumar Ja
Shalini Jha, Advocat
(M:9871278525)
Mr. Ramesh Babu, Ms.
Singh, Ms. Jagriti B
Tanya Chowdhary, Adv

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CS (COMM) 135/2022& connected matters

(M: 9971671294)
Ms. Ekta Choudha
Divyank Dutt Dwi
Mr. Vihan Dang a
& Ms. Aditi Umap
D-52.
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki,
Nehra, Insp Bhan
Manoj, IFSO, Spe

(19)

WITH

+

CS (COMM) 176/2021 & I.A.1435/2024

SNAPDEAL PRIVATE LIMITED

Through: Ms. Tanya Varma & Ms. Devya
Nath, Advocates. (M:7042547

versus

GODADDYCOM LLC AND ORS

..... De

Through: Mr. Harish Vaidyanathan Sha
CGSC, with Mr. Srish Kumar
Mishra, Mr. Alexander Matha
Paikaday, and Mr. Krishnan
Advocates (M: 9810788606).
Mr. Alipak Banerjee, Mr. Mo
Khan, Ms. Shweta Sahu, Mr.
Banerjee, Ms. Shwe
Advocate, Mr. Parva Khare,
Brijesh Ujjainwal,

(M:9987115749)for D-1, 10,
26, 31. (M:9987115749)
Mr. Darpan Wadhwa Sr. Adv,
Alipak Banerjee, Ms. Shweta
Mr. Parva Khare Mr. Brijesh
Ujjainwal, Advocates for D-
Ms. Kruttika Vijay and Ms.
Aishwarya Kane, Advocates f
(M:9910083144)
Ms. Pallavi Singh Rai, Adv;

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CS (COMM) 135/2022& connected matters

Shubhaankar Ray, Advs.
Mr. Akshay Goel, Mr. Sh
& Mr. Lalit Kashyap, Ad
Mr. Praveen Kumar Jain
Shalini Jha, f
(M:9871278525)
Mr. Shatrajit Banerji,
D-24. (M: 8527862988)
Mr. Praveen Kumar Jain,
D-34. (M:9871278525)
Ms Hetu Arora Sethi, AS
with Insp Suneel Siddhu
Sanjeev Solanki, Insp A
Nehra, Insp Bhanwar Sin
Manoj, IFSO, Special Ce

(20) WITH
+ CS (COMM) 228/2021 & I.As.6441/2021, 11684/2021,
1412-13/2022, 12160/2022, 12171/2022, 14920/2022, 1
17716/2022

BAJAJ FINANCE LIMITED

Through: Mr. Abhishek Sin
Anand, Mr. Elvin
Singh Dalal, Mr.
Ms. Alisha Sharm
8750600178)

versus

REGISTRANT OF WWW.BAJAJ-FINSERVE.ORG
& ORS.

..... Defe
Through: Mr. Harish Vaidyanathan Sha
CGSC, with Mr. Srish Kumar
Mishra, Mr. Alexander Matha
Paikaday, and Mr. Krishnan
Advocates (M: 981
Advocates (M: 9810788606).
Mr. Darpan Wadhwa Sr. Advoc
Mr. Alipak Banerjee ,Ms. Sh

Sahu, Mr. Parva Khare, Mr.

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CS (COMM) 135/2022& connected matters

Ujjainwal, A
6,7,11,12,14,17
Mr. Manish Paliw
Himanshi Kaushik
D-18. (M:8448257
Mr. Aditya Gupta
Mr. Sauhard Alun
Jain, Advocat
(M:9910083144)
Mr. Rajshekhar R
Ms. Tine Abraham
Rawat, Mr. Mohan
Abhi Udai Singh,
Wason, Advocates
8054452858)
Mr. Akshay Goel,
& Mr. Lalit Kash
Mr. Ashok Kumar
Arora, Advoc
(M:9810011826).
Ms. Swati Aggarw
Susan, Mr. Aasis
Mohit Singh, Adv
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki,
Nehra, Insp Bhan
Manoj, IFSO, Spe

(22)

WITH

+

CS (COMM) 475/2022 & I.As.10851-52/2022, 12173/
FASHNEAR TECHNOLOGIES PRIVATE LIMITED Plain
Through: Mr. Sidharth Chopra, Mr. Ni
Sharma, Mr. Yatin Garg,
Singh, Mr. Vivek Ayyagar
Angad Makkar, Mr. M. J.
Ms. Ramya Aggarwal and M
Mann, Advocates.

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CS (COMM) 135/2022& connected matters

versus

MEESHO ONLINE SHOPPING PVT. LTD. & ANR. Defen

Through: Mr. Neel Mason, Mr. Vihan Dang
Ms. Aditi Umapathy, Advocate
D-6.
Mr. Vihan Dang, Ms. Aditi U
and Mr. Parva Khare, Adv.
Mr. Darpan Wadhwa Sr. Adv,
Alipak Banerjee, Ms. Shweta
Mr. Parva Khare, Mr. Brijes
Ujjainwal Advocates. for D-
Mr. Anurag Ahluwalia, CGSC
Mr. Abhigyan Siddhant and M
Danish Faraz Khan, Advocate
D-19 & 20. (M:9999999045)
Mr. Akshay Goel, Mr. Shivam
& Mr. Lalit Kashyap, Advocate
Mr. K.R. Sasiprabhu and Mr.
Bhardwaj, Adv for Reliance
Ms Hetu Arora Sethi, ASC, G
with Insp Suneel Siddhu, In
Sanjeev Solanki, Insp Arund
Nehra, Insp Bhanwar Singh,
Manoj, IFSO, Special Cell

(23) WITH
+ CS (COMM) 490/2022 & I.As.11324/2023, 2872/2024
INFINITI RETAIL LIMITED ..
Through: Mr. Raunaq Kamath and Mr.
Alung, Advocates. (M: 942
Versus
M/S CROMA WHOLESELLER & ORS.
Through: Mr. Anuj Srivastava, Adv
(M:9999690774)
Mr. Piyush Singhal, Mr. P
Khurana & Ms. Himanshi Ja
Adv. for D-15. (M:881048
Mr. Yashu Rustagi, Adv fo

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CS (COMM) 135/2022& connected matters

Bank (M. 888214
Ms. Richa Kapoor
Anand, Ms. Shish
Deepak Singh Adv
(M:8791519300)
Mr. Manish Mohan
Mr. Alipak Baner
Sahu, Mr. Parva
Ujjainwal Advoca
(M:9987115749).
Ms. Sonia Munjal
Mr. Mrinal Ojha,

Mr. Anand Raja A
Chaudhry. Mr. Sh
Samyak Bilala Ad
Mr. Manish Mohan
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki
Nehra, Insp Bhan
Manoj, IFSO, Spe
Ms. Yashika Kapo
Parshant Arora,

(24) WITH
+ CS(COMM) 193/2019 &I.As.5399/2019, 11497/2019, 1821
15451/2021, 6069/2022
COLGATE PALMOLIVE COMPANY & ANR. Plaintiffs
Through: Mr. Pravin Anand, Mr. Sai
Mr. Rohil
Advs.(M-9079965359)
versus
NIXI & ANR.
Through: Ms. Akshita Jain, Advocat
(M-9990526912).
Mr. Darpan Wadhwa, Sr. Ad
with Ms. Swati Agarwal, M
Bansal & Mr. Vaarish Sawl
for D-3-4.

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CS (COMM) 135/2022& connected matters

Mr. Mrinal Ojha, Mr. Debars
Mr. Anand Raja Adv, Ms. Tant
Chaudhry. Mr. Shivam Tiwari
Samyak Bilala Advs.
Mr. Anurag Ahluwalia, CGSC w
Mr. Danish Faraz Khan, Mr.A
Siddhant and Mr. Rahul Sharm
Advocates for UOI (M-9999999
with Mr. Tanmay Nirmal, Mana
legal.
Mr. Tentu Satyanarayan, Dire
(Legal), UIDAI & Mr. Tanmaya
Nirmal, Deputy Manager (Lega
Policy), UIDAI (M-9899113033
Mr. Kushagra Goel, Mr Lovesh
Goel, Ms. Tanya Singhal, Adv
for D-7 (M-9711443294).
Mr. Akshay Goel, Mr. Shivam
& Mr. Lalit Kashyap, Advocat
SI Prince Kumar, PS Hauz Kha
Ms Hetu Arora Sethi, ASC, GN

with Insp Suneel Siddhu, Insp
Sanjeev Solanki, Insp Arunde
Nehra, Insp Bhanwar Singh, S
Manoj, IFSO, Special Cell.
Mr. Sunil Gautam, SO, UIDAI

(25) WITH
+ CS (COMM) 297/2019
MOTHER DAIRY FRUIT & VEGETABLE PVT. LTD..... Plain
Through: Mr. Pravin Anand, Mr. Saif Kha
Shobhit Agarwal and Mr. Deep
Advocates.

versus
KUMAR PRAHLAD & ANR. Defe
Through: Mr. Ravi Shankar Mahto, Advoca
for D-1.
Mr. Akshay Goel, Mr. Shivam
& Mr. Lalit Kashyap, Advocat

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CS (COMM) 135/2022& connected matters P

Ms Hetu Arora Sethi,
with Insp Suneel Siddh
Sanjeev Solanki, Insp
Nehra, Insp Bhanwar Si
Manoj, IFSO, Special C

(26) WITH
+ CS (COMM) 298/2019 & I.As.8189/2019, 13215/2019, 13
15695-96/2019, 14210/2021, 16707/2021
ULTRATECH CEMENT LIMITED & ANR.
Through: Mr Kushal Gupta & Mr. Moh
Advocates.

versus
WWW.ULTRATECHCEMENTS.COM & ORS. Defendants
Through: Mr. Darpan Wadhwa, Sr. Ad
with Ms. Binsy Susan,
Mishra, Ms. Ritika Ban
Swati Agarwal, Advocat
7. (M:9650001297)
Mr. Ananta Prasad Mish
Gagan Gupta, Advocates
(M:9990937838)
Mr. Manish Mohan, CGSC
(M-999910115)
Mr. Akshay Goel, Mr. S
& Mr. Lalit Kashyap, A
Ms Hetu Arora Sethi, A
with Insp Suneel Siddh
Sanjeev Solanki, Insp
Nehra, Insp Bhanwar Si
Manoj, IFSO, Special C

(27) WITH
+ CS (COMM) 732/2019 & I.As. 3865/2020, 9234/2020
MONTBLANC SIMPLO GMBH
Through: Mr. Pravin Anand & Mr. De
Ratan, Advs. (M:981033
Mr. Manish Biala, Advoc
versus
MONTBLANCINDIA.COM & ORS.

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CS (COMM) 135/2022& connected matters

Mr. Rajiv Ranjan Dwi
Through:
Advocates for D-23 (M
Mr. Yajur Bhalla, Mr.
and Mr. Sumer Ahuja,
D-1, 2, 4 to 10 & 20.
Ms. Asiya Khan, Advoc
(M: 9971644936).
Mr. Akshay Goel, Mr.
& Mr. Lalit Kashyap,
Mr. Alipak Banerjee,
Sahu, Mr. Parva Khare
Ujjainwal Advocates f
Ms Hetu Arora Sethi,
with Insp Suneel Sidd
Sanjeev Solanki, Insp
Nehra, Insp Bhanwar S
Manoj, IFSO, Special

(28) WITH
+ CS (COMM) 373/2020 & I.A.7995-96/2020, 7999/2020, 9
84/2021, 430/2021, 1371/2021, 19495/2023 & 583/2024
ITC LIMITED

Through: Mr Pravin Anand, Ms. Vai
Mr Shivang Sharma, Mr
Chamola, Advocates.

versus
ASHOK KUMAR & ORS. ..

Through: Ms. Ritu Mishra, Advocat
Mr. Hrithik Goyal and
Goyal, Mr L R Goyal A
D-12. (M:8826767020)
Mr. Akshay Goel, Mr.
& Mr. Lalit Kashyap,
Ms. Deepika Kathuria,
Ms. Asmita Kumar, Adv
D-31. (M:9899967516)
Ms Hetu Arora Sethi,
with Insp Suneel Sidd
Sanjeev Solanki, Insp

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CS (COMM) 135/2022& connected matters

Nehra, Insp Bhanwar Singh
Manoj, IFSO, Special Cell.
Mr Rajiv Kapur, Mr. Akshit
and Mr. Aditya Saxena, Advo
for SBI (M: 9634644652).

(29)

WITH

+

CS (COMM) 498/2020 & I.A.10520-21/2020

MICROSOFT CORPORATION & ANR.

Through: Mr. Pravin Anand, Mr. Saif Kh
Shantanu Sahay, Ms. Imon Ro
Mr. Apoorv Bansal, Advocate

versus

PCPATCHERS TECHNOLOGY PRIVATE LIMITED

& ORS.

..... De

Through: Mr. Sumit Nagpal, Ms. Dolly L
and Ms. Aashta Sood, Advoca
D-1, 2 & 3. (M:9911995000)
Mr. Akshay Goel, Mr. Shivam
& Mr. Lalit Kashyap, Advoca
Ms Hetu Arora Sethi, ASC, G
with Insp Suneel Siddhu, In
Sanjeev Solanki, Insp Arund
Nehra, Insp Bhanwar Singh,
Manoj, IFSO, Special Cell.

(30)

WITH

+

CS (COMM) 82/2020 & I.A. 2402/2020

JOCKEY INTERNATIONAL INC.

Through: Mr. Pravin Anand, Mr. Saif Kh
Shobhit Agarwal and Mr. Dee
Advs. (M:8800520258)

versus

WWW.JOCKEYFRANCHISE.COM & ORS. Defendants

Through: Mr. Vivek Jain and Ms. Aastha
Tiwari, Advs.
(M:9871863446)
Mr. Akshay Goel, Mr. Shivam
& Mr. Lalit Kashyap, Advoca
Ms Hetu Arora Sethi, ASC, G

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CS (COMM) 135/2022& connected matters

with Insp Sune
Sanjeev Solanki,
Nehra, Insp Bhan

Manoj, IFSO, Spe

(31) WITH
+ CS (COMM) 154/2021 & I.A. 4692/2021, 10905/2022
GODREJ PROPERTIES LTD
Through: Mr. Pravin Anand, Mr. Vibhav
and Mr. Achyut Tiwari, Ad
(M:8447458389)
versus
ASHOK KUMAR & ANR.
Through: Mr. Darpan Wadhwa Sr. Advoc
Mr. Alipak Banerjee, Ms.
Sahu, Mr. Parva Khare, Ms
Aishwarya Jain, Mr. Brije
Ujjainwal Advocates for D
(M:9987115749)
Ms Hetu Arora Sethi, ASC,
with Insp Suneel Siddhu,
Sanjeev Solanki, Insp Aru
Nehra, Insp Bhanwar Singh
Manoj, IFSO, Special Cell

(32) WITH
+ CS (COMM) 276/2021 & I.A.7329/2021
MICROSOFT CORPORATION & ANR.
Through: Mr. Pravin Anand, Mr. Saif K
Shantanu Sahay, Ms. Imon
Mr. Apoorv Bansal, Advoc
versus
TECH HERACLES OPC PRIVATE LIMITED
& ORS.
Through: Ms Hetu Arora Sethi, ASC, GN
with Insp Suneel Siddhu,
Sanjeev Solanki, Insp Aru
Nehra, Insp Bhanwar Singh
Manoj, IFSO, Special Cell
Mr Rajiv Kumar Malik , Mr

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CS (COMM) 135/2022& connected matters

Mr Deepanshu Nai
for D-1 to 3.
Mr. Akshay Goel,
& Mr. Lalit Kashy
Mr. Anurag Ahluwa
Mr. Danish Faraz
Siddhant and Mr.
Advocates for UOI

(33) WITH
+ CS (COMM) 293/2021 & I.As.7543-44/202
15052/2021
TATA SONS PRIVATE LIMITED & ANR. ...

Through: Mr. Pravin Anand, Mr. Saif K
Achuthan Sreekumar & Mr.
Bansal Advocates. (M:9079

versus

M/S ELECTRO INTERNATIONAL & ORS.

Through: Mr. M.K. Singh, Advocate for
Samir Chugh, Advocates for
(M-9810455716)
Mr. Akshay Goel, Mr. Shiv
& Mr. Lalit Kashyap, Advo
Mr. Shashi Shekhar Dixit,
Airtel (M. 8896447704)
Ms. Deepika Kathuria, Adv
Ms Hetu Arora Sethi, ASC,
with Insp Suneel Siddhu,
Sanjeev Solanki, Insp Aru
Nehra, Insp Bhanwar Singh
Manoj, IFSO, Special Cell
Mr. Rishabh Dev Mishra, A
for Bharti Airtel Limited
9818455555).

(34)

WITH

+ CS (COMM) 95/2021 & I.A. 21025/2022, 6516/2023

THE HIMALAYA DRUG COMPANY & ORS. ...

Through: Mr. Pravin Anand, Ms. Prachi
Agarwal and Ms. Ms. Ridhi

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CS (COMM) 135/2022& connected matters

Advocates. (M:8

versus

ASHOK KUMAR & ORS. D

Through: Mr. Moazzam Khan, Ms. Shwet
Sahu, Mr. Parva Khare, Ms.
Aishwarya Jain, Mr.
Ujjainwal. Ms. Anvita Goel,
Prince Kumar, Advocates for
Daddy (M: 9987115749).
Mr. Moazzam Khan Advocate,
Alipak Banerjee Ms. Shweta
Mr. Parva Khare, Mr. Brijes
Ujjainwal, Ms. Anvita Goel,
Prince Kumar, Mr. Amrit Bha
Advs. (M. 9987115749)
Mr. Tushar Singh & Ms. Tris
Patnaik, Advocates for D-25
Mr. Surinder Singh, Advocat
D-29 (M-9311325398)
Ms. Kruttika Vijay and Ms.
Aishwarya Kane, Advocates f

(M: 9910083144)

Mr. Akshay Goel, Mr. Shivam
& Mr. Lalit Kashyap, Advocates
Ms Hetu Arora Sethi, ASC, G
with Insp Suneel Siddhu, Insp
Sanjeev Solanki, Insp Arund
Nehra, Insp Bhanwar Singh,
Manoj, IFSO, Special Cell.

(35)

WITH

+ CS (COMM) 700/2019 & I.As. 17945/2019, 1876/202
XIAOMI TECHNOLOGY INDIA PRIVATE LIMITED
& ANR.

Through: Mr. Peeyoosh Kalra, Mr. C.A.
Brijesh, Mr. Krisna Gambhir
Simranjot Kaur,
(M:9899320646)
Mr. Ishith Arora, Adv. (M.

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CS (COMM) 135/2022& connected matters

9654451996)

Versus

WWW.XIAOMI-INDIA.XYZ& ORS.

Through: Ms. Shikha Sarin & Mr. Paras
Malhotra, Advs. (M: 9910485
Mr. Abhishek Parashar, In p
9319317578)
Mr. Manish Mohan, CGSC. (M:
9717906181)
Mr. Alipak Banerjee, Ms. Sh
Sahu, Mr. Parva Khare, Mr.
Ujjainwal Advocates for D-2
9987115749)
Ms. Yashika Kapoor and Mr.
Arora, Advs. for VI.
Ms Hetu Arora Sethi, ASC, G
with Insp Suneel Siddhu, In
Sanjeev Solanki, Insp Arund
Nehra, Insp Bhanwar Singh,
Manoj, IFSO, Special Cell.

(36)

WITH

+ CS (COMM) 255/2020 & I.As.5590-91/2020, 11099/2020,
6402/2022
INDIAMART INTERMESH LIMITED

Through: Mr. Sidharth Chopra, Mr. Niti
Sharma, Mr. Yatin Garg, Mr.
Singh, Mr. Vivek Ayyagari,
Angad Makkar, Mr. M. J. Sud
Ms. Ramya Aggarwal and Mr.

Mann, Advocates.
Ms. Yashika Kapoor and Mr.
Parshant Arora, Advocates f

versus

MR. AKASH VERMA & ORS. Def
Through: Mr. Neel Mason, Mr. Uday Sing
Chopra, Mr. Saransh Sainia
Ujjawal Bhargava for D-2. (

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CS (COMM) 135/2022& connected matters

9399304251).
Mr. Rishi Kapoor
Kapoor, Advo
(M:7011263450))
Ms. Meenakshi Du
Kumar Mishra & M
Harshwal, Advoca
9521151974)
Mr Ankit Rastogi
Saini, Advocates
Mr. Saransh, Adv
Nandita Rao, ASC
(M: 9717417996)
Mr. Anupam Kumar
Keya Rawat, Advo
Mr. Akshay Goel,
& Mr. Lalit Kash
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki,
Nehra, Insp Bhan
Manoj, IFSO, Spe

(37) AND
+ CS (COMM) 324/2020 & I.As.6950/2020, 12588/2020, 12
11510/2021, 8854/2023, 12001/2023, 15626/2023
MCDONALDS CORPORATION & ANR. ...

Through: Ms. Rima Majumdar, Ms. Sh
Sinha and Mr. Aaditya
Advocates.

versus

NATIONAL INTERNET EXCHANGE OF INDIA
& ORS.

Through: Mr. Shubhendu Anand, Mr.
Kaushik, Mr. Piyush M.
Advocate for D-1.
Mr. Vivek Jain & Mr. A
Ms. Tulasi Mukhi, Advo
D-18 & 28 (M9811426480

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CS (COMM) 135/2022& connected matters

Mr. Kartik Bhal Bank (M. 9818707
Mr. Jaydip Pati,
Mr. Alipak Baner
Sahu, Mr. Parva
Ujjainwal for D-
9987115749).
Mr. Ravi Prakash
Sahonwlah Farman
D-35&36 (M-94694
Mr. Santosh Kuma
Veragi, Mr. Pawa
Abhishek Chakrab
D-13 to 17, 22,
Mr Rajiv Kapur &
Mr Tushar Bagga,
Mr Yashu Rustagi
BOB.
Mr. Moazzam Khan
Banerjee, Ms. Sh
Parva Khare, Mr.
Ms. Anvita Goel
Mr. Amrit Bhatia
9987115749)
Mr. Akshay Goel,
& Mr. Lalit Kash
Mr. Tushar Singh
Patnaik, Advocat
Mr. Rajat Katyal
Adv. for Yes Ban
Mr. Rishabh Dev
for Bharti Airte
9818455555).
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki,
Nehra, Insp Bhan
Manoj, IFSO, Spe

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CS (COMM) 135/2022& connected matters

Sh. V. K Gupta, Sh. Su
Ms. Kaushiki Kashyap Ad
D-57 (M: 95822 06578).
Mr. Harsh Sinha, Advoca

Bank.
(38) WITH
+ CS (COMM) 424/2020 & I.A. 20247 /2022
SHOPPERS STOP LIMITED ..
Through: Mr. Sagar Chandra, Ms. Sh
Wahi, Ms. Ankita Seth a
Kapoor, Advocates
(M:9810907412)
versus
M/S SHOPPERSTOP & ORS. ..
Through: Mr. P.S. Sudheer and Ms.
Mathew, Advs.
(M:9891760039)
Mr. Moazzam Khan Advoca
Alipak Banerjee Advocat
Shweta Sahu Advocate ,
Khare Advocate, Mr. Bri
Ujjainwal Advocate.
Mr. Akshay Goel, Mr. Sh
& Mr. Lalit Kashyap, Ad
Ms Hetu Arora Sethi, AS
with Insp Suneel Siddhu
Sanjeev Solanki, Insp A
Nehra, Insp Bhanwar Sin
Manoj, IFSO, Special Ce

(39) WITH
+ CS(COMM) 471/2020, I.As.9795/2020, 2961/2021, 2885/
5509/2022, 15107/2022, 2939/2023, 10797/2023, 10798
22191/2023, 3236/2024

PB FINTECH LIMITED

Through: Mr. Kapil Wadhwa
Hariharan, Advoc

versus

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CS (COMM) 135/2022& connected matters

POLICY BAZAR FINANCE & ORS. De

Through: Mr. Darpan Wadhwa Sr. Advocat
Mr. Alipak Banerjee, Ms. S
Sahu, Mr. Parva Khare, Ms.
Aishwarya Jain, Mr. Brijes
Ujjainwal Advocates for D-
(M:9987115749).
Mr. Shubhendu Anand, Mr. A
Kaushik, Mr. Piyush M. Dwi
D-16 (M: 7827709253).
Mr. Rohit Rattu, Adv. D-27
9650875817).
Ms. Kruttika Vijay and Ms.

Aishwarya Kane, Advocates
Mr Rajesh Kumar Gautam Adv
Anant Gautam Adv, Mr R P D
Adv, Mr Dinesh Sharma Adv,
Anani Achumi, Ms Shivani S
Advs. for R-51 (M. 8860853
Sh. V. K Gupta, Sh. Sunil
Ms. Kaushiki Kashyap Advoc
D-57 (M: 95822 06578).
Ms Hetu Arora Sethi, ASC,
with Insp Suneel Siddhu, I
Sanjeev Solanki, Insp Arun
Nehra, Insp Bhanwar Singh,
Manoj, IFSO, Special Cell

(40) WITH
+ CS (COMM) 399/2021 & I.A. 10855/2021
HINDUSTAN UNILEVER LIMITED

Through: Mr. Sidharth Chopra, Mr. Niti
Sharma, Mr. Yatin Garg, Mr
Singh, Mr. Vivek Ayyagari,
Angad Makkar, Mr. M. J. Su
Ms. Ramya Aggarwal and Mr.
Mann, Advocates.

versus

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CS (COMM) 135/2022& connected matters

NITIN KUMAR SINGH & ORS. ...

Through: Mr. Ankur Prakash, Ms. Simra
Mr. Yudhishtir Bhardwaj,
Dhananjay, Mr. Amod Bidhu
Saqib Siddiqui, Advocate
Mr. Akshit Chaudhary, Adv
D-5.
Mr. Ramnish Khanna, Adv.
Mr. Akshay Goel, Mr. Shiv
& Mr. Lalit Kashyap, Adv
Mr. Bhagwan Swarup Shukla
with Mr. Kamaldeep, Advoc
UOI/D-18 & 19.
Mr. K.K. Singh, Advocate
Mr. K.R. Sasiprabhu and M
Bhardwaj, Advs for Relian
Ms Hetu Arora Sethi, ASC,
with Insp Suneel Siddhu,
Sanjeev Solanki, Insp Aru
Nehra, Insp Bhanwar Singh
Manoj, IFSO, Special Cell

(41) WITH
+ CS (COMM) 524/2021 & I.A. 13715/2021, 4506/2022
KAMDHENU LIMITED

Through: Mr. Nikhil Sonker, Advocate.
(M:7726021194)
Mr. Sudarshan Kumar Bansa
Arpit Dudeja, Ad
9810132015)

versus

RAGHUNATH VIRDHARAM BISHNOI AND ORS. Defendant

Through: Mr. Rishabh Gupta and Mr. Ab
Kumar Singh, Advocates.
Mr. Harish Vaidyanathan S
CGSC, with Mr. Srish Kuma
Mishra, Mr. Alexander Mat
Paikaday, and Mr. Krishna
Advocates (M: 9810788606)

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CS (COMM) 135/2022& connected matters

Mr. Lakshy Agga
D-3.

Mr. Neel Mason,
and Ms. Aditi Um

Mr. Rishi Kapoor
Advocates for D-

Mr. Alipak Baner
Sahu, Mr. Parva

Ujjainwal Advoca
(M:9987115749)

Mr. K.G. Gopalak
Nisha Mohandas,
(M:8800556341)

Mr. Vihan Dang,
and Mr. Parva Kh

D-10 (M-99101983
Mr. Alipak Banje

& Ms. Shweta Sah
Mr. Akshay Goel,

& Mr. Lalit Kash
Mr. Sudarshan Ku

Nikhil Sonker, A
Mr. K.R. Sasipra

Bhardwaj, Adv.
Ms Hetu Arora Se

with Insp Suneel
Sanjeev Solanki,

Nehra, Insp Bhan
Manoj, IFSO, Spe

Ms. Yashika Kapo
Parshant Arora,

+ CS(COMM) 12/2022, I.As.263/2022 & 20922/2022
NEW BALANCE ATHLETICS INC PL
Through: Mr. Dushyant Mahant, Mr. Urfa
Roomi and Mr. Ayush Dixit
Advocates (M: 7011629381)

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CS (COMM) 135/2022& connected matters

versus
NBSTORESININDIA.IN & ORS. De
Through: Mr. Sandeep Kumar Mahapatra,
Adv, CGSC; Mr. Tribhuvan, A
D-15 (M. 9811472444)
Mr. Apoorv Kurup, CGSC; Ms.
Nidhi Mittal; Ms. Muskaan G
Advs. for D-16 (M. 88265843
Mr Naveen Kumar Jain, Adv.
(M. 9971759700).
Mr Shivam Narang, Advocate
D-26
Ms Hetu Arora Sethi, ASC, G
with Insp Suneel Siddhu, In
Sanjeev Solanki, Insp Arund
Nehra, Insp Bhanwar Singh,
Manoj, IFS0, Special Cell
Mr. Akshay Goel, Ms. Vishal
Mr. Paras Arora, Advs. for
98117 83019)

(43) WITH
+ CS (COMM) 26/2022 & I.As.612-13/2022, 954/2022
HT MEDIA LTD
Through: Mr. Sidharth Chopra, Mr. Niti
Sharma, Mr. Yatin Garg, Mr.
Singh, Mr. Vivek Ayyagari,
Angad Makkar, Mr. M. J. Sud
Ms. Ramya Aggarwal and Mr.
Mann, Advocates. (M:8017571

versus
POOJA SHARMA & ORS. De
Through: Mr Firoz Iqbal Khan, Mohd Sha
Advocate, Advocates for D-4
(8010352077)
Mr. Rishabh Dev Mishra, Adv
for Bharti Airtel Limited
Mr. Alipak Banerjee, Ms. Sh
Sahu, Mr. Parva Khare, Mr.

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CS (COMM) 135/2022& connected matters

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Ujjainwal Advocates for D
(M:9987115749)
Mr. Vihan Dang, Ms. Aditi
and Mr. Parva Khare, Advoc
D-20. (M:9911983636).
Mr. Akshay Goel, Mr. Shiva
& Mr. Lalit Kashyap, Advoc
Mr. Neel Mason, Mr. Vihan
and Ms. Aditi Umapathy, Ad
Mr. M.K. Singh, Advocate f
Samir Chugh, Advocate for
Ms Hetu Arora Sethi, ASC,
with Insp Suneel Siddhu, I
Sanjeev Solanki, Insp Arun
Nehra, Insp Bhanwar Singh,
Manoj, IFSO, Special Cell.

(44) WITH
+ CS (COMM) 35/2022 & I.As.819/2022, 3168/2022, 4738/
8767/2022

KAJARIA CERAMICS LIMITED

Through: Ms. Rima Majumdar, Mr. Aditya
and Ms. Shilpi Sinha, Advo
(M:9818202368)

versus

GODADDY.COM LLC & ORS.

..... D
Through: Mr. Alipak Banerjee, Ms. Shwe
Sahu, Mr. Parva Khare, Mr.
Ujjainwal Advocates for D-1
(M:9987115749)
Ms Hetu Arora Sethi, ASC, G
with Insp Suneel Siddhu, In
Sanjeev Solanki, Insp Arund
Nehra, Insp Bhanwar Singh,
Manoj, IFSO, Special Cell.
Mr. Sandhya Chawla, Adv. fo
Mr. Rishabh Dev Mishra, Ad
for Bharti Airtel.
Mr. Akshay Goel, Mr. Shivam

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CS (COMM) 135/2022& connected matters

& Mr. Lalit Kas
Mr. Lakshy Aggar
Ms. Kirti Bhardw
Mr. M.K. Singh,
Samir, Advocate
Mr. Santosh Kr.
Veragi, Mr. Pawa
Abhishek Chakrab

D-6.
Ms. Yashika Kapo
Parshant Arora,

(45) WITH
+ CS (COMM) 233/2022 & I.As. 5780-81/2022
BAJAJ FINACE LTD & ANR.
Through: Mr. Sidharth Chopra, Mr. N
Sharma, Mr. Yatin Garg, M
Singh, Mr. Vivek Ayyagari
Angad Makkar, Mr. M. J. S
Ms. Ramya Aggarwal and Mr
Mann, Advocates.
versus
NIKO DAS & ANR.
Through: Mr. Vihan Dang, Ms. Aditi
and Mr. Parva Khare, Advo
D-3.
Mr Prashant Prakash, Mr.
Pathak, Ms. Ameer Rana, an
Vishesh Sharma, Advocates
(M: 9910014062).
Mr. Lakshy Aggarwal, Advo
D-7.
Mr. Rishabh Dev Mishra, A
for Bharti Airtel Limited
Mr. Neel Mason, Mr. V. Da
Aditi, Advocates
(M:9971586598)
Mr. Akshay Goel, Mr. Shiv

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CS (COMM) 135/2022& connected matters

& Mr. Lalit Kas
Mr. M.K. Singh,
Samir Chugh, Adv
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki,
Nehra, Insp Bhan
Manoj, IFSO, Spe
Ms. Yashika Kapo
Parshant Arora,

(46) WITH
+ CS (COMM) 275/2022 & I.As. 6535-36/2022
HINDUSTAN UNILEVER LTD & ANR.
Through: Mr. Sidharth Chopra, Mr. N
Sharma, Mr. Yatin Garg, M
Singh, Mr. Vivek Ayyagari
Angad Makkar, Mr. M. J. S

Ms. Ramya Aggarwal and Mr.
Mann, Advocates.

versus

UNILEVERR1.IN & ORS.

.....

Through: Mr. Rishabh Dev Mishra, Ad
for Bharti Airtel Limited
Mr. Rahul Chauhan, Ms. Aj
Mishra Advocates for D-21
Ms. Asiya Khan, Advocate
Mr. Akshay Goel, Mr. Shiv
& Mr. Lalit Kashyap, Advo
Mr. M.K. Singh, Advocate
Samir Chugh, Advocate for
Mr Chandrashekhar Chakala
Aishwarya Hiremath and Va
Kundaliya, Advocates for
(M:9481929037)
Ms Hetu Arora Sethi, ASC,
with Insp Suneel Siddhu,
Sanjeev Solanki, Insp Aru
Nehra, Insp Bhanwar Singh

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CS (COMM) 135/2022& connected matters

Manoj, IFS0, Sp

(47)

WITH

+

CS (COMM) 364/2022 & I.As. 8518-20/2022, 1285
AMAZON SELLER SERVICES PRIVATE LIMITED
& ANR.

..... P

Through: Mr. Sidharth Chopra, Mr. Nit
Sharma, Mr. Yatin Garg, M
Singh, Mr. Vivek Ayyagari
Angad Makkar, Mr. M. J. S
Ms. Ramya Aggarwal and Mr
Mann, Advocates.
Mr. Mrinal Ojha, Mr. Deba
Mr. Anand Raja Adv, Ms. T
Chaudhry. Mr. Shivam Tiwa
Samyak Bilala Advs. for D

versus

AMAZONBUYS.IN & ORS.

..... D

Through: Mr. Vineet Dhanda CGSC for U
(M: 9811013810).
Mr. G. Mirza, Mr. Vishesh
Advocates for D-4. (M:743
Mr Rishab Raj Jain, Mr. S
Hussain, Mr. Sohit Choudh
Advocate for D-5.
Mr. Navneet Mishra, Advoc
Ms. Ritu Mishra Advocate

(M: 9318374047).
Mr. Prashant Prakash, Adv
D-7.
Ms Yukti Gupta, Advocate
Bank
Ms. Mrinal Ojha, Mr. Deba
& Mr. Aayush Kevlani, Adv
D-8 (M-9167094381)
Mr. Shashi Shekhar Dixit,
D-10.
Mr. Vineet Dhanda, CGSC w
Abhishek Singh, Advocate

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CS (COMM) 135/2022& connected matters

UOI/D-18 & 19.
Mr. Harshal Aron
(M:9711986759)
Mr. Varun Pathak
and Mr. Vishesh
for D-4.
Mr. Akshay Goel,
& Mr. Lalit Kash
Mr. M.K. Singh,
Samir Chugh, Adv
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki,
Nehra, Insp Bhan
Manoj, IFSO, Spe
Ms Ritu Mishra,
Canara Bank (M-

(48) WITH
+ CS (COMM) 303/2022, I.As.7302/2022, 7307/2022, 1736
19451/2022, 21036/2022, 169/2023, 1932/2023, 1933/2
3319/2023, 7338/2023, 8120/2023, 11597/2023, 13276/
17896/2023, 24159/2023, 720/2024, 3785/2024
BURGER KING CORPORATION

Through: Ms. Meenakshi Ogra, Mr. T
Khurana, Mr. Rishi Voh
Chhavi Panday,
(M:7291005464)
Mr. Harish Vaidyanatha
CGSC, with Mr. Srish K
Mishra, Mr. Alexander
Paikaday, and Mr. Kris
Advocates (M: 98107886
Mr. Raunaq Kamath and
Alung, Advocates. (M:
Mr Rajesh Kumar Gautam

Gautam, Mr R P Daida,
Sharma, Ms Anani Achum
Shivani Sagar, Advocat

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CS (COMM) 135/2022& connected matters

(M. 8860853124)
Mr. Yashu Rustag
Bank (M. 8882149
Mr. Kumar Vishwj
(M. 9718909886)
Mr. Sandeep Kuma
CGSC, Mr. Tribhu
Mr. Ramesh Kumar
for D-20 (M. 827
Mr. Alipak Baner
Sahu, Mr. Parva
Ujjainwal Advoca
9987115749)

Versus
SWAPNIL PATIL & ORS.
Through:

Mr. Harish Vaidy
CGSC with Mr. Sr
Mr. Sagar Mehlaw
Mathai Paikaday,
Mr. Shashi Shekh
(M. 9818455555)
Mr Amit Mahaliya
Bank of
(M:9899491980)
Ms. Yashika Kapo
Prashant Arora,
Mr. Alipak Baner
Khare, Mr. Brije
Advocates for D-
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki,
Nehra, Insp Bhan
Manoj, IFSO, Spe
Ms. Shivani Shah
Singh, Ms. Amrit
Ranjan, Mr. Manu

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CS (COMM) 135/2022& connected matters

Advocates for

9005669985).

(49) WITH
+ CS (COMM) 389/2022 & I.As. 9069/2022, 12578/2022
THE CAPITAL GROUP COMPANIES, INC ...
Through: Mr. Anirudh Bakhru, Ms. Neeh
Chauhan, Mr. Naqeeb Nawab
Sejal Tayal, Ms. Pragya C
Advs.
versus
ASHOK KUMAR & ORS.
Through: Ms. Nidhi Raman, CGSC with M
Sachin Dubey, Mr. Debarch
Adv for D-4 & 5.
Ms Hetu Arora Sethi, ASC,
with Insp Suneel Siddhu,
Sanjeev Solanki, Insp Aru
Nehra, Insp Bhanwar Singh
Manoj, IFSO, Special Cell
Mr. Alipak Banerjee, Ms.
Sahu, Mr. Parva Khare, Mr
Ujjainwal for D-12 (M: 99
Mr. Prashant Prakash, Adv
D-19.

(50) WITH
+ CS (COMM) 113/2023 & I.As. 4200/2023, 216
INDIAN FARMERS FERTILISER COOPERATIVE ...
Through: Mr. Abhishek Singh, Mr. J.
Anand, Mr. Elvin Joshy, Mr
Singh Dalal, Mr. Shashwat
Ms. Alisha Sharma, Advocat
Versus
REGISTRANT OF IFFCOFRANCHISE.COM & ORS .. Defenda
Through: Mr. Rajshekhar Rao Sr. Adv
Ms. Tine Abraham, Ms. Shiv
Rawat, Mr. Mohanakrishna C

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CS (COMM) 135/2022& connected matters

Abhi Udai Singh
Wason, Advocates
8054452858)
Mr Varun Pathak,
Mr. Thejesh Raje
Singh Rathore, A
Mr Nitinjya Chau
Counsel with Mr
Adv. for D-35 &
9810103680).
Mr. Susmit Pushk

Oswal, Adv., Mr.
Adv., Ms. Naina
D-38.
Mr. Ramesh Babu
Singh and Ms. Ja
Advs. D-39 (M. 9
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki,
Nehra, Insp Bhan
Manoj, IFSO, Spe
Mr. Nitinjya Cha
Counsel with Mr.
Advs. for D-35

(51) AND
+ CS (COMM) 610/2023 & I.A. 16723/2023, 647
CRESSET CAPITAL MANAGEMENT LLC & ANR. Plain
Through: Mr. Sourabh Rath & Mr. Vibh
Yadav, Advs. (M: 9811153629
versus
REGISTRANT OF WWW.CRESSETCAPITAL.IN ,
WWW.CRESSETINDIALIVE.LIVE & ORS. D
Through: Mr. Mrinal Ojha, Mr. Debars
Dutta, Mr. Anand Raja Adv,
Tanta Chaudhry. Mr. Shivam
& Mr. Samyak Bilala Advs. f

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CS (COMM) 135/2022& connected matters

(M:9990952258)
Mr. Harish Vaidy
CGSC, with Mr. S
Mishra, Mr. Alex
Paikaday, and Mr
Advocates (M: 98
Mr. Harish Vaidy
CGSC with Mr. Sr
Mr. Sagar Mehla
Mathai Paikaday,
Ms Hetu Arora Se
with Insp Suneel
Sanjeev Solanki,
Nehra, Insp Bhan
Manoj, IFSO, Spe

CORAM:
JUSTICE PRATHIBA M. SINGH

Prathiba M. Singh (Oral)
1.

This hearing has been done through hybrid mode.

2. The present batch of matters relate to domain names being registered by unknown third parties infringing trade mark rights of various brand owners and implementation of Court orders by the Domain Name Registrars ('DNR's). In response to the challenges arising out of unauthorised registrations, from time to time, various directions have been passed by this Court in respect of blocking, locking and suspending of the infringing domain names, and implementation of Court orders by various DNRs which may or may not be located in India.

3. Vide order dated 24th November 2023, after grievances were raised by law enforcement agencies, particularly the Cyber Cell of Delhi Police, various banks were directed to improve coordination and information disclosure. In order to facilitate the same, this Court directed that a meeting take place between the Joint Secretary of the Ministry of Home Affairs and relevant parties to address all the issues/concerns raised by the law enforcement agencies. Thereafter, in order dated 1st February, 2024, this Court recorded that as per an affidavit dated 16th January, 2024, placed on record by the Reserve Bank of India ('RBI'), Standard Operating Procedures ('SOPs') for information exchange between banks and various law enforcement agencies were established and circulated to all necessary parties. Further, on the said date, Mr. Ramesh Babu, Id. Counsel for RBI highlighted that SOPs mandate strict deadlines for banks to provide requested information to law enforcement agencies. However, Ms. Hetu Arora Sethi, Id. ASC appearing for the Delhi Police highlighted that some banks failed to provide the requested information to the Delhi Police Cyber Cell.

4. This Court had considered the said submissions made by the parties and the affidavit of RBI. After considering the same, this Court observed that while the SOP and its implementation were progressing, there was still work to be done. Consequently, this Court directed the IBA to convene further meetings of the concerned sub-groups and concerned sub-committee to ensure all banks adhere to the SOP regarding the disclosure of information to law enforcement agencies. In addition, vide order dated 1st February, 2024, notice was issued to the Indian Bank Association ('IBA') and IBA was directed to place on record their stand in respect of the implementation of the SOPs. Mr. Gautam, Id. Counsel appears for the IBA and has filed an affidavit of Mr. Srinivasa Rao, who is working as the Senior Advisor to the IBA. Mr. Rao has also joined virtually in the proceedings today.

5. As per the said affidavit, an SOP was already in place for providing information as requested by Law Enforcement Agencies (LEAs), however, the said SOP has now been again updated to meet the growing needs of LEAs. In fact, the said affidavit records that the working group/subgroup was made for the said purpose and the Central Intelligence Economic Bureau ('CIEB') has made an updated SOP. The CIEB had vide its letter dated 11 th April, 2022 approved the said earlier SOP and the same was shared with all the member banks. The SOP which is currently operating is SOP-1 dated 11th April, 2022.

6. The RBI, thereafter, on 10th January, 2024 informed the IBA and banks that a meeting was held with the MHA including DGPs and high-ranking police officials. The LEAs had raised a request that the banks had to respond in a timely manner to the complaints lodged on National Cybercrime Reporting Portal ('NCRP') and that complaints which were lodged on holidays, weekends, etc.,

ought to be quickly responded to. The said email dated 10th January, 2024 by the RBI has also been annexed with the said affidavit. A further subgroup was then created by the IBA and a draft version of the updated SOP i.e., SOP-2 was designed on 7th March, 2024. The said updated SOP is annexed with the affidavit. The affidavit of Mr. Rao states as under:

"2.4. That subsequently, RBI vide its mail dated 10/01/2024 informed that a High-Level Meeting on prevention of cybercrimes was held by RBI with a team of Senior Officials from Ministry of Home Affairs (MHA) including 14C and DGPs of some States. The LEAs were of the view that there was a need for Banks to expedite:

(i) Response to the complaints lodged on National Cybercrime Reporting Portal (NCRP);

(ii) Response to the complaints lodged over weekend/ long holidays as the crime rate spikes during such time period;

(iii) Timely sharing of information sought by LEAs etc. Copy of Email dated 10.01.2024 received from RBI is annexed herewith and marked as Annexure CA-2.

2.5. That to examine the issues referred by RBI, IBA has constituted a Sub Group of 11 Banks (Union Bank of India, HDFC Bank, Canara Bank, Bank of India, Punjab National Bank, Axis Bank, State Bank of India, ICICI Bank, Bank of Baroda and Standard Chartered Bank) to discuss on the above points and to place the deliberations before the Standing committee and Management committee of IBA. The Sub Group deliberated on the subject and made suggestions for further streamlining the process and a draft SOP was designed on 07th March 2024. Copy of the updated SOP dated 07.03.2024 is annexed herewith and marked as Annexure CA-3.

2.6. That the above Draft SOP was deliberated and approved in the Standing Committee meeting held on 07/03/2024 and thereafter approved in the Management Committee held on 21/03/2024. We have forwarded the revised SOP to CEIB and RBI for their consent on 21.03.2024. On securing concurrence of CEIB & RBI, the same is proposed to be circulated among Member Banks/FIs for considering adoption."

7. The Court has heard Id. Counsel for the IBA, Mr. Rao as also the RBI. A perusal of the SOP 2 which is annexed with the affidavit would show that nodal officers as a Single Point Of Contact ('SPOC') have to exist in every bank for responding to information sought by LEAs. A dedicated email address has also been directed to be created, for the said purpose, which needs to be active 24x7, and insofar as the compliance officers are concerned their contact numbers, email IDs and postal address has also to be made available on the website.

8. The updated SOP also consists of timelines for submission of information to LEAs. The timelines which have been set out in the affidavit is as under:

9. Mr. Ramesh Babu, Id. Counsel for the RBI, submits that once the SOP 2 is approved and forwarded to the CEIB and thereafter to the RBI, the same would be communicated to all banks for compliance.

10. In this background, considering the fact that in terms of the affidavit, before the updated SOP is notified to all the banks by the RBI, there could be some time gap in the communication and the implementation of the updated SOP, in the meantime, while the process of finalising and circulation of the SOP 2 by the RBI is continuing, the above-mentioned timelines shall be broadly adhered to by the banks so that the information requested by LEAs can be given in a timely and efficient manner. Ms. Sethi, Id. ASC appearing on behalf of the Delhi Police re-emphasises the fact that sometimes it is taking as many as ten reminders to the banks to provide the information being sought by the Delhi Police and even the nodal officers are not responding.

11. It is made clear that any such bank which is found to be not providing the information sought, within the timelines captured above, would be liable for stringent action. The nodal officers would also be responsible for ensuring providing of information to LEAs including the Delhi Police. The process of finalisation of the updated SOP, both by the CEIB as also by the RBI, to continue in an efficient manner and be concluded by 30 th May, 2024. Subsequently, the SOP 2 shall be communicated to all banks for appropriate action and compliance.

12. Mr. Darpan Wadhwa, Id. Senior Counsel appearing for GoDaddy LLC has made further submissions today. Id. Senior counsel submits that he needs half hour more to conclude his submissions.

13. Mr. Harish Vaidyanathan, Id. CGSC has also handed over a short affidavit deposed by the Under Secretary, Ministry of Home Affairs informing the Court that a meeting was convened on 1 st April, 2024 and an agency Indian Cyber Crime Coordination Centre ('I4C') has been established. In the meeting discussions took place regarding various issues of coordination of cybercrime. After the said meeting, where inputs were received from various LEAs, the I4C was set up with the mandate as under:

"8. The Ministry of Home Affairs has rolled out the Indian Cyber Crime Coordination Centre (I4C) which has the mandate to develop effective coordination and cooperation amongst the LEAs of States/UTs and other stakeholders of cybercrime.

9. The I4C provides two modes of reporting online cybercrime complaints. First mode is through "National Cybercrime Reporting Portal" (NCRP) website [www.cybercrime.gov.in] and the second mode is through National Cybercrime Toll-free Helpline No. 1930. The NCRP portal is designed for reporting all types of cybercrime including online financial crimes. The NCRP portal is composed of two components - one for citizen complaint reporting and another for the Police to monitor and act up on those complaints and access other resources. The portal allows victims of cybercrime to easily lodge their complaints without having to visit any police stations. The portal helps the States/UTs to monitor various types of

cybercrimes originating both nationally and internationally and take necessary steps to curb them.

10. The Citizen Financial Cyber Fraud Reporting and Management System (CFCFRMS) has been developed by I4C to integrate Law Enforcement Agencies (LEAs), banks, and financial intermediaries to take immediate action against financial cyber frauds. The system empowers both banks and the police by allowing them to share online fraud-related information in real-time, enabling them to take swift action. The system traces the flow of crime proceeds through the financial channels and aims to prevent the outflow by timely interventions. Without timely intervention, the outflow of the crime proceeds is not possible to stop in the financial system. All States/Union Territories (UTs) and 293 Banks and Financial Institutions have been onboarded to CFCFRMS so far for effective visibility and to take swift action on the movements of fraudulently reported amounts and mark lien or freeze the same within the financial channels by the Law Enforcement agencies. The Law Enforcement Agencies of all States/UTs take necessary actions on the complaints received online on the portal as per law. I4C, Ministry of Home Affairs has no intervention in the process.

12. The I4C has constituted seven Joint Cyber Coordination Teams (JCCTs) [as tabulated below] in consultation with the States/UTs on the basis of cybercrime hotspots/areas for effective coordination of Law Enforcement Agencies. JCCT is mandated to achieve effective coordination among States/UTs for inter-state investigation assistance, intelligence-led operation, criminal profiling, data. Sharing, identification of suspects, real-time exchange of information, and cooperating on all other aspects of cybercrime and cyber threats. The JCCT is a regional grouping of States/UTs that can work together and also collaborate with the I4C, New' Delhi, broadly in the areas of being a knowledge and resources sharing platform to holistically tackle cybercrime."

14. Ld. Counsel for the parties may peruse this affidavit and make their submissions as to whether this portal could be used to address concerns of IP owners as well.

15. List on 7th May, 2024.

CS (COMM) 176/2021, CS (COMM) 490/2022, CS(COMM) 12/2022

16. List on 29th April, 2024.

CS (COMM) 135/2022, CS(COMM) 193/2019, CS (COMM) 293/2021

17. List on 30th April, 2024.

CS (COMM) 255/2020, CS(COMM) 471/2020, CS (COMM) 303/2022

18. List on 2nd May, 2024.

PRATHIBA M. SINGH JUDGE APRIL 15, 2024/dk/dj/mr/bh/am