#### 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-10/2023-DS-II

Dated: 11.08.2023

To.

All Internet Service Licensee's

Subject: CS (COMM) No. 95 of 2023; SmithKline Beecham Limited vs. GSKFINANCIAL.COM & Ors., before Hon'ble Delhi High Court

Kindly find the enclosed Hon'ble Delhi High court order dated 04.07.2023 on the subject matter.

2. Please refer to the **para 17** of the said court order in respect of blocking of **one (01) website** enumerated in the said **para** of the aforesaid court order.

3. Accordingly, in view of the above, all the Internet Service licensees are hereby instructed to take immediate necessary action for blocking of the said websites, as above, for compliance of the said court order.

Director (DS-II) Tel: 011-2303 6860

Email: dirds2-dot@nic.in

Encl:A/A

Copy to:

- V.Chinnasamy, Scientist E (chinnasamy.v@meity.gov.in), Electronics Niketan, Ministry of Electronics and Information Technology (MeitY) New Delhi for kind information and necessary action.
- (ii) Alvin Antony (alvin@sc-ip.in), counsel for the plaintiff for kind information.
- (iii) Mr. Varun Mishra ((<u>VARUNMISHRACHAMBERS@gmail.com</u>), Senior Penal Counsel for kind information.
- (iv) IT wing of DoT for uploading on DoT websites please.

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

+ CS(COMM) 95/2023, I.A. 9113/2023, I.A. 10865/2023 & I.A. 11560/2023

SMITHKLINE BEECHAM LIMITED ..... Plaintiff Through: Mr. Dushyant K. Mahant, Mr. Urfee Roomi, Ms. Janaki Arun and Mr. Alvin Antony, Advs.

versus

GSKFINANCIAL.COM &ORS. ..... Defendants Through: Ms. Ramya Aggarwal, Adv. for D-5 Mr. Varun Mishra, Mr. Aranya Sahay and Ms. Deepakshi Rathore, Advs. for D-7&8 Ms. Hetu Arora Sethi, ASC, GNCTD with Ms. Kavita Naiiwal, Adv. and Inspector Bhanwar Singh, IFSO/Spl. Cell, Delhi for D-9 Mr. K.G. Gopalak Krishnan and Ms. Nisha Mohandas, Advs. for D-11 Mr. Neel Mason, Mr. Ankit Rastogi and Ms. Chamanpreet Kaur, Advs. for D-12 Ms. Anushka Sharda, Mr. Madhav Khosla and Ms. Moha Paranjpe, Advs. for D-13 Mr. Tejas Karia, Ms. Swati Agarwal, Mr. Mohit Singh, Mr. Vaarish K. Sawlani, Ms. Vani Kaushik and Ms. Priyanka Khosla, Advs. for D-14 Ms. Madhurima Sarangi, Adv. for D-16&17 Mr. Gokul Holani, Adv. and Ms. Shivani Khandekar, Adv. for D-27

### CORAM: HON'BLE MR. JUSTICE C.HARI SHANKAR

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<u>ORDER</u> 04.07.2023

## I.A. 10865/2023 (under Section 151 of the CPC)

Signature Not Verified Digitally Signed By SUNIL SINGH NEGI Signing Date: (55, 7.2023) 17:47:06

This is an application seeking directions to the Cyber cell of the CS(COMM) 95/2023 Page 1 of 26

Delhi Police regarding the investigations which they were required to conduct pursuant to the order dated 6 April 2023. As the Cyber cell has placed on record preliminary report and submits that investigations are still underway, Mr. Mahant does not press this application for the present reserving liberty to file a fresh application should the need arise.

**2.** The application is disposed of.

# I.A. 9113/2023 (under Section 151 of the CPC)

**3.** By this application, the plaintiff prays that 33 URLs, which relate to content posted on the YouTube platform of Defendant 12 be taken down, as they contain content which is infringing of the plaintiff's registered trademarks.

4. Mr. Mason, learned Counsel appearing for Defendant 12 submits that of the various URLs relating to content posted on the platform of his client, to which the plaintiff had drawn attention, the defendant has has taken down those URLs which were found to be posting infringing content. The remaining URLs, however, he submits, are actually cautioning persons from investing using the fraudulent GSK app and that, therefore, they can not be said to be infringing the plaintiff's registered trademarks.

5. The plaintiff has placed on record, as Document 2 annexed to an affidavit dated 28 June 2023, filed under Index of the same date, a tabular statement showing why the content posted in the aforesaid URLs may be treated as infringing. For the sake of clarity, the said table is reproduced hereinbelow *in extenso*.

	S. No.	S. No in Document	URL(s) and Title of Video	Reasons (YouTube)	Reasons for takedown (GSK)
		3 annexed to the			
		Applicatio			
	Vide	n eos where the y	viewers are being informed that a	fraud is being	conducted and are advising
			cople not to invest money through	-	•
	1.	26	https://www.youtube.com/wat	A to E	0:03 – Introduces the
			ch?v=B7Qmdg9RCwo		fraudulent application as
			GSK APP kyahai   Gsk App		<b>GSK</b> application without any disclaimer.
			Se Paisa KaiseKamaye   Gsk		disciaimer.
			App Real Or Fake   Gsk App		0:23 – States that the GOI
			Withdraw Proof		has released a report stating
					that GSK has defrauded
			#newearningapp #gskapp		crores of people.
			#gskrealorfake		
					0:54 – <b>GSK</b> Logo is
			<ul> <li>C • pressurements of the pressure of the pressure</li></ul>		displayed and it is stated that
					the name of the application is
					incorrect, it ought to be GSK FINANCE but is instead
					GSK FINUANCE.
					OSKTINO/INCL.
			De la constante de la constan		Nowhere in the video does he
			<ul> <li>C A parallelementario d'Ecolphica</li> <li>B Biblic</li> <li>Second S A State</li> </ul>		state that this application is
			0		not related to the
					pharmaceutical company and
					therefore, this is directly
					tarnishing to GSK's goodwill
					and reputation.
			🕴 tarata 🥌 (2012) albani (2000) albani (2000)		
			<li>5 0 (* parameteris complete</li>		
			Carden and		
			Claxosmith		
			CDL Affrican III (Color Ange Schwarz (Color Ange North Ange North Schwarz (Color Ange North Schw		
	2.	27, 70	https://www.youtube.com/wat	A to E	0:06 – Displays an image of
			ch?v=VoWLfR99Mp0		the fraudulent application
					with the <b>GSK</b> Logo.
			Gsk App   Gsk App Se Paisa		0:18 – Creator states that he
			KaiseNikale   GSK App		will help his viewers retrieve
			Withdrawal Problem Sloved		money from this application
			Gsk App Withdraw		(image of fraudulent
					application displayed).
			#newearningapp #gskapp		1:26 – States that all
			#gskrealorfake		applications are fake, and
Signature Not Veri	fied		Description box provides links		encourages viewers to invest
Digitally Signed By SUNII SINGH NEGI	CS(C)	OMM) 95/2023		1	Page <b>3</b> of <b>26</b>
Signing Date: 05.07.2023 17:47:06		,			6

	to other fraudulent applications.		smaller amounts when these applications are launched for gains. 2:09 – Claims that if the technique provided in the video is followed, there is a 50% chance that users will be able to withdraw their
			investment. 2:31 – The solution provided is to approach the government through the CPGRAMS – PMC Grievance portal. 4:21 – Claims that he will
			come out with a new video showing proof of withdrawal from the INFOSYS mobile application. [The description box provides links to other apps from which viewers car earn money.]
			Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.
3. 33	https://www.youtube.com/wat ch?v=Vm42xZ8HPGw	A to E	0:03 – Fraudulent application along with GSK logo displayed.
	gsk new update lgsk withdrawal new update lgsk withdrawal problem solve lgsk withdrawal news today #gsk #gskregistration		0:50 – Claims that there is new announcement by <b>GSK</b> that 3 bloggers have caused huge losses to <b>GlaxoSmithKline</b> and the legal department is in touch
	#gskwithdrawal #gskwithdrawalkaisekare #gsknewearningapp #gsksepaisakaisekamaye		with the police. 1:44 – Claims that as per <b>GSK</b> , the transactions on its applications could not be processed owing to issues with the Reserve Bank of India's servers.
Verified UNIL CS(COMM) 95/202			2:07 – As per the announcement on the application, the <b>GSK</b>

Signature Not Ver Digitally Signed By SUNI SINGH NEGI Signing Date: (5.1)7.2023 17:47:06

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			(i)		company has claimed that
			S		several fake accounts have
			login to		joined the application, for
					which you will have re-do
			Samuel of Andrew Control of		KYC with the application.
			• * • • • • • • • • • •		The company wants to
			pir ene general par altitutet un geber fan altitutet parlam parlam parlam parlam tere ben 🚱 lan altitutet (mark)		authenticate accounts to
					conduct business "legally".
			<ul> <li>a di malazari/anti-residento</li> <li>a di malazari/anti-residento</li> <li>a di malazari/anti-residento</li> </ul>		
			CERC 0.8 Manual metal Manual metal Manual metal Manual metal Manu		3:05 - A notification on the
					app which states GSK
			The second secon		Emergency Notice is
					displayed. The notice states
					users are required to
			For one states, the space states for states of large states of large states and large states for states and large states.		authenticate that their
					account is real by recharging
			2 Onder ( ) . Inderstandighter exception		the application with INR
					4,000 from the user's own
					bank account. The
					authentication fees will be
					returned to the user,
					thereafter. A photo of the ID
			pel nen allate de altidance en aplane (al pillabane parties starige altidanes font tate		card Id also required for
					KYC.
			- <b>Guin</b> " ( (-),) •		
			BSK- bitatie		4:51 – The creator states that
					no one should invest in this
					since this is a final ditch
					attempt by the company to loot users before
					disappearing.
			epi wa postelije u klidowa na postelije aličkom polar polar polar polar polar ina pol		alsuppeuring.
					5:33 – The creator states that
			+ + 0 + • • • • • • • • • • • • • • • •		the money that a user should
			Collect. Q. 3 We have a series of the serie		resign to their fate that the
					investment made in GSK is
					gone and will not be
					returned.
			• • • • • • • •		Nowhere in the video does he
			a di man ngatana bilan kakalanana ana ngakana jan kakalanana padipan padi ngakana kaka taka ngakana bilan kaka		state that this application is
					not related to the
					pharmaceutical company and
					therefore, this is directly
					tarnishing to GSK's goodwill
					and reputation.
	4.	35	https://www.youtube.com/wat	A to E	0:11 – Starts the video by
			ch?v=BQcFgVk2 Kk		stating the GSK has
			~ ~ _		introduced a new offer with a
			I Withdraw 50 Lakh in 1 Days		600% return, and you can
			From GSK App		become Ambani overnight.
			GSkसेरातोंरातअमीरबनगया।		0/
			GSK Withdraw Problem		1:08 - Creator states that he
					will be talking about GSK in
			#gsk #Gsksaipaisakesakamaya		the video, of which the return
Not Veri	fied		#gskapp		percentage is increasing day
ed By SUNII	CSIC	OMM) 95/2023	#gsrahh		Page 5 of 26
<b>5.0</b> 7.2023		(1v11v1) <i>35</i> /2023			1 age 3 01 20

				therefore, this is directly
5. Signature Not Verified Digitally Signed By SUNIL SINGH NEGL CS(CC	40, 60	https://www.youtube.com/wat ch?v=Huj8VVBbkhY	A to E	pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation. 0:06 – Many companies are coming into the market,

		gsk app review lgsk app se paisa kaisekamaye lgsk app real or fake lgsk earning app lgskapp		including companies that make medicine (the GSK logo followed by the fraudulent application) are displayed, which promise to double investments within days.
				0:54 – The <b>GSK</b> company which does medical research has come to the market, and they allow you to invest in the manufacturing business through their application.
				1:56 – As per <b>GSK</b> , they are conducting medical research (the image displays prominently shows <b>GSK's</b> <b>NEOSPORINmark</b> ), and offers varied returns on their investments.
				2:32 – The creator states that such offers are introduced before the application is discontinued.
				5:00 Says that the company is about to close business and run away.
				5:27 Explains how registration in the app is a simple mechanism
				6:57 – The fraudulent website and application are displayed prominently.
				Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.
6.	41	https://www.youtube.com/wat ch?v=Npz3bbSANbQ	A to E	0:05 – Video starts with an image of the fraudulent application and prominently
		GSK APPwithdrawal New Update   GSK APP payment		displays the <b>GSK Logo</b> . 0:11 – States that the video
Signatur <mark>e N</mark> ot Verified		withdrawal   GSK APP se paisa kaisekamaye  gskaap		will address issues with the <b>GSK Finance</b> company and why the company is betraying investors.
Digitally Signed By SUNIL	COMM) 95/2023			Page 7 of 26

		<complex-block></complex-block>		<ul> <li>company is indulging in fraud with citizens</li> <li>0:57 – On April 7<sup>th</sup>, GSK has informed the GSK family, via the app, is celebrating World Health Day and has given its investors several offers.</li> <li>1:04: Claims that GSK has given the GSK family a sum of Rs. 47 billion</li> <li>1:17 – He claims that the truth is that the company is making a fool out of its investors.</li> <li>1:52: Says don't invest in this app because the company is defrauding us</li> <li>3:55 Says the company is a scammer</li> <li>5:25 Shows list of UPIs by which you can pay money to the COMPANY</li> <li>6:49 Shows statement by GlaxoSmithKline that the Company's sales previous day were Rs. 400 billion but now since banking systems are slow so payments not going.</li> <li>6:58 – The creator reads out comments which state that the application is fraudulent and that there is no customer care service. However, some of the comments state that the investors have been able to withdraw their money.</li> <li>Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.</li> </ul>
7.	45	https://www.youtube.com/wat ch?v=HTtCXJVdyx4	A to E	0:04 – The creator introduces the video by stating that he is going to talk about the <b>GSK</b>

<ul> <li>update(GSK app withdrawal problem(GSK app notopenprobl m</li> <li>m</li> <lim< li=""> <li< th=""><th></th><th></th><th></th><th></th><th></th></li<></lim<></ul>					
<ul> <li>a cocess the website gek-finance.com (which has been blocked pursuant to the Hon blc Court's orders) and states that it is no longer accessible which means that the company has shut shop and run away.</li> <li>Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.</li> <li>8. 51 https://www.youtube.com/wat ch?v=XBeLebtoqsw</li> <li>GSK App New Update [Gsk App Real Or Fale (GSK App Real Or Fal</li></ul>			problem GSKappnotopenprobl		0:15 – He states that the company has stopped giving investors their money back and the company is not open anymore.
8.       51       https://www.youtube.com/wat ch?v=XBcLcbtoqsw       A to E       0:02 - Opens with creator stating that he will be talking about the GSK application in this video.         8.       51       https://www.youtube.com/wat ch?v=XBcLcbtoqsw       A to E       0:02 - Opens with creator stating that he will be talking about the GSK application in this video.         9.06       Shows statement by GIaxoSmithKline that the banking systems are slow so payments not going.       0:11       Shows collaboration with Yes Bank and RBI who have total of 86 employees and GSK Family is 4 million people         0:35 - Claims that the CSK app is not allowing withdrawal, and this is bad news.       1:30 Says that if money is coming, it is a good thing.         2:00 People are investing 3k and getting 12k       2:00 People are investing 3k and getting 12k         2:27 - He advises users not to invest in the application stating that there are payment related issues.			Contract of the set o		Hon'ble Court's orders) and states that it is no longer accessible which means that the company has shut shop
8.       51       https://www.youtube.com/wat ch?v=XBcLebtoqsw       A to E       0:02 - Opens with creator stating that he will be talking about the GSK application in this video.         8.       51       https://www.youtube.com/wat ch?v=XBcLebtoqsw       A to E       0:02 - Opens with creator stating that he will be talking about the GSK application in this video.         8.       51       https://www.youtube.com/wat ch?v=XBcLebtoqsw       A to E       0:02 - Opens with creator stating that he will be talking about the GSK application in this video.         9       GSK App New Update  GSK App       0:06 Shows statement by Glaxo5mithKline that the banking systems are slow so payments not going.         0:11       Shows collaboration with Yes Bank and RBI who have total of 86 employees and GSK Family is 4 million people         0:35 - Claims that the GSK app is not allowing withdrawal, and this is bad news.         1:30       Says that if money is coming, it is a good thing.         2:00       People are investing 3k and getting 12k         2:27 - He advises users not to invest in the application stating that there are payment related issues.					Nowhere in the video does he state that this application is not related to the
<ul> <li>ch?v=XBcLebtoqsw</li> <li>stating that he will be talking about the GSK application in this video.</li> <li>GSK App New Update  GSk App Se Paise KaiseKamaye  Gsk App Real Or Fake  GSK App</li> <li>GGsK App Real Or Fake  GSK App</li> <li>GilaxoSmithKline that the banking systems are slow so payments not going.</li> <li>0:11 Shows collaboration with Yes Bank and RBI who have total of 86 employees and GSK Family is 4 million people</li> <li>0:35 - Claims that the GSK app is not allowing withdrawal, and this is bad news.</li> <li>1:30 Says that if money is coming, it is a good thing.</li> <li>2:00 People are investing 3k and getting 12k</li> <li>2:27 - He advises users not to invest in the application stating that there are payment related issues.</li> </ul>					pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill
<ul> <li>App Se Paise KaiseKamaye  Gsk App Real Or Fake  GSK App</li> <li>Gitt Shows statement by GlaxoSmithKline that the banking systems are slow so payments not going.</li> <li>11 Shows collaboration with Yes Bank and RBI who have total of 86 employees and GSK Family is 4 million people</li> <li>O:35 - Claims that the GSK app is not allowing withdrawal, and this is bad news.</li> <li>I:30 Says that if money is coming, it is a good thing.</li> <li>2:00 People are investing 3k and getting 12k</li> <li>2:27 - He advises users not to invest in the application stating that there are payment related issues.</li> </ul>	8.	51	ch?v=XBcLcbtoqsw	A to E	0:02 – Opens with creator stating that he will be talking about the <b>GSK</b> application in
<ul> <li>(Gsk App Real Or Fake  GSK App</li> <li>(Gsk App Real Or Fake  GSK App</li> <li>(Gsk App</li></ul>					this video.
<ul> <li>erified</li> <li>payments not going.</li> <li>0:11 Shows collaboration with Yes Bank and RBI who have total of 86 employees and GSK Family is 4 million people</li> <li>0:35 - Claims that the GSK app is not allowing withdrawal, and this is bad news.</li> <li>1:30 Says that if money is coming, it is a good thing.</li> <li>2:00 People are investing 3k and getting 12k</li> <li>2:27 - He advises users not to invest in the application stating that there are payment related issues.</li> </ul>			Gsk App Real Or Fake  GSK		GlaxoSmithKline that the
<ul> <li>erified</li> <li>with Yes Bank and RBI who have total of 86 employees and GSK Family is 4 million people</li> <li>0:35 - Claims that the GSK app is not allowing withdrawal, and this is bad news.</li> <li>1:30 Says that if money is coming, it is a good thing.</li> <li>2:00 People are investing 3k and getting 12k</li> <li>2:27 - He advises users not to invest in the application stating that there are payment related issues.</li> </ul>			wore ter		• •
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erified					withdrawal, and this is bad
2:00 People are investing 3k and getting 12k 2:27 – He advises users not to invest in the application stating that there are payment related issues.			6 9 0 (* patricentum-bioange		1:30 Says that if money is coming, it is a good thing.
to invest in the application stating that there are payment related issues.					2:00 People are investing 3k and getting 12k
					2:27 – He advises users not to invest in the application stating that there are payment
CS(COMM) 95/2023 Page 9 of 26	NI				iciaicu issues.

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				Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.
9.	52	https://www.youtube.com/wat ch?v=68XrebZ_kuM GSK app withdrawal successful but not add bank  GSK FINANCE app new update today  GSK app withdrawal	A to E	0:04 – Introduces the video stating that he will be talking about the <b>GSK</b> application. 1:12 – This application is fraudulent and will not let you withdraw any money ( <b>GSK Logo</b> continuously) displayed in the background. 1:48 – The company has shut shopand investors will not be able to withdraw their money. Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.
10.	53	https://www.youtube.com/wat ch?v=prxMleudER4 Gsk App News Today   Gsk App Se Paise KaiseNikale   Gsk App New Update   GSK App Description box provides links to other such fraudulent schemes.	A to E	<ul> <li>0:05 – Introduces the video stating that as soon as a user logs into the GSK app, it asks them to authenticate their real names. The app asks for identification, photograph, etc. along with INR 4000 fees.</li> <li>1:22 – States that if a user wants to confirm or authenticate their account, they can do so and there are no issues, however, they should not invest any money in the application.</li> <li>1:43 – Claims that the company has disappeared from the market (GSK Logo displayed throughout), and there is no likelihood of users getting their money back.</li> </ul>
Verified				Nowhere in the video does he
UNIL CS(CC	OMM) 95/2023			Page 10 of 26

		state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.
11. 57	<ul> <li>https://www.youtube.com/wat ch?v=tZpxY2ieT9I</li> <li>HOW TO SOLVE GSK EMERGENCY NOTICE PROBLEM  GSK SE PAISA KAISE NIKALE AB  GSK FROZEN ACCOUNT FIX</li> <li>#gsk #Gsksaipaisakesakamaya #gskapp</li> <li>#gskwithdrawproblemsolve #Gskwithdralproblem #Gsksaipaisakesakamaya #gsk #gskapp #gskapp #gskapp #gskapp realorfake</li> <li>Description box provides links to videos on other such fraudulent applications.</li> <li>Image: Image: Im</li></ul>	<ul> <li>A to E</li> <li>0:01 – Starts video by stating that there is some issue with GSK.</li> <li>1:41 – If you open the application on Google Chrome, you will not face any issues.</li> <li>2:40 – States that if the user tries to access the GSK application, he will face issues.</li> <li>3:04 – If you use GSK, you should not pay INR 4000 or provide any personal information.</li> <li>3:40 – GSK has made you bankrupt overnight, so it is not worth investing.</li> <li>4:23 – This a new technique of fraud, and the people at GSK have not had enough of defrauding people.</li> <li>Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.</li> </ul>
12. 58 Verified	https://www.youtube.com/wat ch?v=A5whal0wyY0 GSK APP latest update अबयेलालचदेरहाहै, लेकिन withdraw नहीहोरहेकिसीकेपैसे	A to E 0:06 – Introduces the video by stating that he will talk about a new update to the <b>GSK</b> earning app. 0:29 – He goes on to explain the benefits of investing in
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			<ul> <li>C 4 pinkanyuniti situtiyit)</li> </ul>		41
					the new scheme on the app. 0:47 – States that this app is going to be shut down completely (prominently displays the GSK logo) and cautions users to not invest in the app. Nowhere in the video does he
					state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.
	13.	65	https://www.youtube.com/wat ch?v=wUu7vC12l0M GSK EMERGENCY NOTICE SHOWING PROBLEM GSK AUTHENTICATION CHANNEL GSK FROZEN ACCOUNT PROBLEM 4000 #gskwithdrawproblemsolve #Gsksaipaisakesakamaya #gsk #gskapp #gskapprealorfake Description box provides links to other such fraudulent applications.	A to E	<ul> <li>0:08 - Creator introduces the video by stating that he will be talking about the GSK app.</li> <li>0:19 - States that owing to certain bloggers GlaxoSmithKline has been defrauded and the legal department is in touch with police.</li> <li>2:25 - States that the app shows a GSK Emergency Notice which requires users to authenticate identity by paying INR 4000 and submitting identification documents. This amount will be returned after authentication.</li> <li>4:09 - Authenticating the account as stated may lead to hacking of the user's bank account.</li> <li>4:25 - Don't trust this app and don't expect to get your money back.</li> <li>4:46 - The creator claims that he spoke to an agent at GSK, who said he should invest INR 8000 in GSK and thereafter ended the call. When he tried to call back, he could not reach the said agent.</li> </ul>
Signature Not Ver Digitally Signed By SUNI SINGH NEGI	L	MM) 95/2023			Nowhere in the video does he state that this application is not related to the pharmaceutical company and Page <b>12</b> of <b>26</b>
Signing Date: <mark>05.0</mark> 7.2023 17:47:06					

				therefore, this is direct
		- + 0 • (a parameter constraint)		tarnishing to GSK's goodw
		0966 01		and reputation.
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		Cir Briotecher KDT (2) Sectore (Freinigen (2) Auftrefen (2) Carton (2) Article (2) Auftrefen (2) Auf		
Videos v	where the v	iewers are being informed that a f	raud is being	conducted and thereafter the
		a third-party app through which th	•	
			•	
14.	22	https://www.youtube.com/wat	A to D	0:12 –Creator introduces th
		ch?v=G9QVw0lvc0A		GSK app and states he
				going to talk about the issu-
		GSK App New Update   GSK		with the application.
		App Withdrawal Problem		
		Solve   GSK App A To Z Full		1:29 - He says to withdra
		Information		money from the GSK app,
		mormation		user should speak to the
				customer care associates.
		#5GKingApp		
		#5GKingAppPaymentProof		1:53 – He states if yo
		#5GKingEarningApp		message the customer ca
				associates through th
		Description box provides links		WhatsApp link provided of
		to other such fraudulent		the app, there is a 100
		applications.		chance that the money will b
		upprications.		returned.
		<ul> <li>• • Ø • publicampatiti-Officialità</li> </ul>		
		- Bass" (4) +		2:15 - If the money does n
				come back despite the abov
		<ul> <li>The provide to the second secon</li></ul>		assume that the application
				has closed.
		Server 6		
		Contraction Contraction		
		He de server     General de la companya de la		all money lost through th
		C C C America and		app can be regained b
				joining a new INFOSYS app
				Nowhere in the video does l
				state that this application
				not related to th
				and reputation.
15.	28	https://www.youtube.com/wat	A to D	0:04 – The video starts wi
		ch?v=tsmZ7rS0nuA		an image of the fraudule
d				application along with the
				Page 13 of 2
	28	1 V	A to D	assume that the applic has closed. 2:26 – The creator state all money lost through app can be regained joining a new INFOSYS Nowhere in the video do state that this application not related to pharmaceutical companishing to GSK's good and reputation. 0:04 – The video starts an image of the fraud application along with

	gsk app   gsk app new update		GSK Logo and the creator
	gsk app news today   gsk app		states that he will solve all
	withdrawal problem   gsk app		issues related to the app
	scam		through his WhatsApp group.
			0:23 – He states that al
	Head College and an and a second seco		losses incurred on the GSK
			application can be recovered
			through another earning
			application provided in the
	te en la dis una caractera i la site rese gradi. La dis requeres barries, la site reserve II N  ● en nu		description box.
	Contraction and and a second		The remaining video talk
			about a new fraudulent app
			the INFOSYS app.
			Nowhere in the video does he
			state that this application is
			not related to the
			pharmaceutical company and
			therefore, this is directly
			tarnishing to GSK's goodwil
			and reputation.
16. 31	https://www.youtube.com/wat	A to D	0:04 – The creator states he
	ch?v=eZi2EWPVs		will talk about a new update
			to the GSK app on this video
	GSK App Final Update Today		
	GSK App Withdrawal		0:10 – That many of his
	Problem Solved   GSK Real		viewers are facing
	Name Authentication Update		withdrawal issues on the
			GSK application.
	#GSKAPPTodayGoodUpdate		
	#GSKAppKabTakChalega		0:43 – The video shows an
	#GSKAppFullinformation		image of a GSK Real-name
			Authentication notice on the
			fraudulent app, and the
	Description box provides links		creator states that if a use
	to other such fraudulent		fills-in the information here
	applications.		he will be able to take out his
	<ul> <li>C 4 patamonicatives grow</li> </ul>		investment.
	2 Ghala" (here (12) 4		1:08 – Thereafter, he states
	0.5K 0.5		that despite doing the
			authentication, the money
			could not retrieved and not
			one should invest in this
	Note         Office         Office <td></td> <td>application.</td>		application.
			1.38 The greater than and
			-
			on to talk about another
			on to talk about anothe fraudulent application
			on to talk about anothe fraudulent application FIEWIN which offer
fied			11

			Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.
17. 32	https://www.youtube.com/wat ch?v=McCRi4uBgB4 gsk app   gsk app new update   gsk app news today   gsk app withdrawal problem   gsk app scam	A to D	<ul> <li>0:08 – The creator introduces the video and states that he will talk about the GSK mobile application.</li> <li>0:22 – He states the if he will help viewers recover all losses from the GSK application through the best earning app provided in the description box of this video, i.e., INFOSYS.</li> <li>0:42 – The remaining video deals with the particular of the INFOSYS fraudulent application and shows proof of payment.</li> <li>Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.</li> </ul>
Verified	https://www.youtube.com/wat ch?v=2lKezCwfadA GSK App Today Breaking News मेंआजसे Withdrawal बंद GSK App Closed GSK Withdrawal Problem #gsk Description box provides links to other such fraudulent applications.	A to D	<ul> <li>0:05 – Introduces the video and states that he since you are facing issues with withdrawal on the GSK application (images of the GSK app with logo running in the background), he has brough a new application for his viewers to recover their losses.</li> <li>2:11 – He states that if you invest in any such application in the early days, you will profit from it, otherwise you are bound to incur losses.</li> </ul>

	1			
				<ul> <li>2:23 – He states that no one should invest in this application anymore since it has been closed (the GSK app can be seen in the video at this point).</li> <li>Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.</li> </ul>
19.	42	https://www.youtube.com/wat ch?v=j13zZuVwrAY 101% Profit 🏵 Top 5 Earning App   Today New Earning App   New GSK App	A to D	00:30 – The creator states that there are several applications in the market, including ADIDAS that are defrauding investors. However, he will talk about 5
		Withdrawal Problem Description box provides links to other such fraudulent applications.		applications which offer sure shot returns in this video. 1:11 – He states that everyone must be aware of <b>GSK</b> and how it worked in India for three four months and defrauded several investors.
		Control of the state of the st		1:59 onwards – He then talks about the other applications that offer assured returns, including INFOSYS, T&G, CSI SOLAR, LP, etc. Nowhere in the video does he state that this application is not related to the
veri <u>fied</u>				pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.

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20.	46	https://www.youtube.com/wat	A to D	0:04 – The creator starts the
		ch?v=X_fEFYi4UXI		video by stating that he wi be talking about the <b>GSI</b>
		gsk app   gsk app new update   gsk app news today   gsk app withdrawal problem   gsk app		application and a new updat to the application.
		scam   gsk		0:18 – He states that if th viewers join his WhatsAp
		Description box provides links to other such fraudulent applications.		group, they will be able t withdraw money becaus there is a new login link fo the <b>GSK</b> application.
				0:29 – He states that a losses owing to the GSI application can be recovere through a new earnin application, i.e., ZOOMCAF
		G. O. Sheer (free and a long of the second o		Nowhere in the video does h state that this application not related to th
				pharmaceutical company an therefore, this is direct tarnishing to GSK's goodwi and reputation.
21.	61	https://www.youtube.com/wat ch?v=TKKiuc-AWAo	A to D [In this specific	0:07 – He introduces the video by stating the final the <b>GSK</b> application also has a withdrawal problem.
		GSK App Final Withdrawal Start 🗹   GSK App Today	video the mark GSK	0:36 – He states that if a us
		New Update   GSK App Withdrawal Problem Solve	does not appear. The person	reaches out to customer ca and asks them to allow hi to withdraw the amount of
		Description box provides links to other such fraudulent applications.	in the video only refers to the GSK	the promise of bringing new users, then the withdrawal will the successful.
		<ul> <li>C I a subsequent behavior and a set (a)</li> <li>C I a subsequent behavior and (b)</li> <li>C I a subsequent behavior and (c)</li> <li>C I a</li></ul>	app without displaying	0:53 – He introduces a ne and trusted application, i.e INFOSYS.
		Total Built and Table 44/21. Add 152:337 - 44/21. Add 152:337 - 64/21. Add - 47/2002 152:337 - 64/21. Add - 47/2002 Control type to 57/61. Add - 67/2002 Control type to 57/61. Add	the GSK mark.]	Nowhere in the video does h state that this application not related to th
				pharmaceutical company ar therefore, this is direct tarnishing to GSK's goodw and reputation.
22.	62	https://www.youtube.com/wat ch?v=PUMP8Ok7Znw	A to D	0:04 – The creator states the in this video he will take about a good update to the
. ,		GSK App 8 अप्रैल Good		about a good update to th <b>GSK</b> application.
ied		Update   GSK App		

<ul> <li>23. 63 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>23. 63 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>23. 63 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>23. 64 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>24. 65 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>25. 66 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>25. 67 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>25. 67 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>26. 7 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>27. 68 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>28. 69 https://www.youtube.com/wat ch/r&gt;50/subjection composition of the fraudulent applications.</li> <li>29. 7 https://www.youtube.com/wat ch/r&gt;50/subjection composition comp</li></ul>				11741 15 11 ~ · · ·		
23.       63       https://www.youtube.com/wat ch?v=Sbipm3IMLCo       A to D       0.09 - The creator states that he will take astopped on the fraudulent application with as stopped on the fraudulent application with application with application with application with a stopped on the state state the will take about why withdrawth problem solved [gsk app provides links to other such fraudulent application.       A to D       0.09 - The creator states that he will take about why withdrawth problem solved [gsk app the wight application with as stopped on the GSK application with as stopped on the fraudulent application with as stopped on the other and till April it has worked paperly and the initial meetors will have profited greatly. however, the last solved [gsk app the will fraudulent application is no to other such fraudulent application will aver profited greatly. however, the last as one will have profited greatly. however, the last as one will have profited greatly. In the creator then minroduces the FIEWIN hower meet the side on which users and will have profited greatly. However, the last as one will have profited greatly. A the initial meetors will have been able to withdraw their money.         Signature weight       Signature weight       Signature weight       Signature weight         Signature weight       Signature weight				Withdrawal Problem Solved		0:38 - As per the creator, the
23.       63       https://www.youtube.com/wat ch?       A to D       0.09 - The creator states that the will talk about why witch has been functional sources or kins         23.       63       https://www.youtube.com/wat ch?       A to D       0.09 - The creator states that the will talk about why witchdawal has stopped on off the states that were should not invest in the application.         23.       63       https://www.youtube.com/wat ch?v=Sblpm3IMLCo       A to D       0.09 - The creator states that herefore, this is directly tamishing to GSK's goodwill and reputation.         23.       63       https://www.youtube.com/wat ch?v=Sblpm3IMLCo       A to D       0.09 - The creator states that herefore is a stopped on of the fraudulent application is not or cleated to the state that this application is not or cleated the stopped talk about why withdrawal problem solved[] gsk app so paisa kaise recover krel]       A to D       0.09 - The creator states that herefore is a stopped on or the fraudulent application was launched in December and till talk solved why withdrawal problem solved[] gsk app so paisa kaise recover krel]       A to D       0.31 - This application was launched in December and till talk solved why withdrawal the stopped on or top functional and custors will not have been able to with otheresses an win money by playing gave in money by playing and win money by playing						
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23.       63       https://www.youtube.com/wat ch/v=Sblpm3lMLCo       A to D       0.09 - The creator states that he will talk about why witch has been functional.         23.       63       https://www.youtube.com/wat ch/v=Sblpm3lMLCo       A to D       0.09 - The creator states that he will talk about why witch has been functional for solved  gsk app se paisa kaise recover krel         Description box provides links to other such fraudulent applications.       A to D       0.09 - The creator states that he will talk about why witch dawad problem solved  gsk app se paisa kaise recover krel         Description box provides links to other such fraudulent applications.       A to D       0.09 - The creator states that he will talk about why witdrawad has stopped on the GSK Logo displayed).         1.1 - This application (mage of the fraudulent application applications.       0.31 - This application (mage of the fraudulent application and GSK Logo displayed).         1.27 - This application with the sters an win money by playing and wind may the code she with dawat their money.       3:11 - The creator then minute with sters can win money by playing and wind more with sters can win money by playing and wind more with sters can win money by playing						
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				therefore, this is directly tarnishing to GSK's goodwill and reputation.
	24. 64	<pre>https://www.youtube.com/wat ch?v=9JSYYc4QX5Y</pre> GSK App Withdrawal Problem Solve  GSK App Today New Update  GSK App Update  GSK App Withdraw Problem #GSKAppNewUpdate #GSKAppNewUpdate #GskAppTodayUpdate Description box provides links to other such fraudulent applications.	A to D	<ul> <li>0:05 – States that this video will talk about the GSK application and withdrawal issues (images of the app running in the background).</li> <li>0:31 – This application was launched in December and till April it has worked properly, and the initial investors will have profited greatly, however, the last users will not have been able to withdraw their money.</li> <li>1:57 – This application is no longer functional and customer care is also not responding.</li> <li>3:11 – The creator then introduces the FIEWIN application on which users can win money by playing games.</li> <li>Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.</li> </ul>
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	<complex-block></complex-block>		<ul> <li>2:07 – When these apps start adding new plans, it means they are about to shut shop and make a run for it. The GSK app is close to its end.</li> <li>3:54 onwards – Talks about the INFOSYS fraudulent application which provides assured returns.</li> <li>Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.</li> </ul>
26. 78	https://www.youtube.com/wat ch?v=IWIwc5rDHHQ GSK App Withraw Problem Solve  GSK App Today New Update  GSK Earning App   GSK App Kab Tak Chalega #EarningApp2022 #GskAppKabTakChalega #GskEarningAppToday Description box provides links to other such fraudulent applications.	A to D	<ul> <li>0:07 – The creator states that he will talk about withdrawal issues of the GSK application (images of the app running in the background).</li> <li>0:58 – The GSK application has been in the market for a long time and many users have profited.</li> <li>2:09 – He encourages viewers to tell their friends not to use this application.</li> <li>2:38 – He states if you message the customer care associates through the WhatsApp link provided on the app, and convince them that you will promote their app if the allow withdrawal. If this is done, withdrawal will be successful.</li> <li>3:07 – He states the losses can be recovered through the INFOSYS app.</li> <li>Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.</li> </ul>
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27.	18	https://www.youtube.com/wat	A to E	0:09 – The creator starts by
27.	10	ch?v=1 rDnUgKJN4	AUE	states that she will talk about
		_ 8		the GSK app (GSK Logo is
		Gsk app real or fake? #shorts		displayed in the video
				throughout).
		<ul> <li>C A padawoostich_Doptid</li> <li>C Control (0) A padawoostich_Doptid</li> </ul>		
				0:16 – She states that there is
				a pharmaceutical company by
		PROBLEM-केसेद्रीमा		the name GSK, and they
				have launched a fake app.
		de age note that stand.		
				0:22 – GSK has betrayed
				users and has defrauded the
				public of huge amounts of
				money.
				0.50 The commonly have
				0:50 – The company has
				betrayed investors and run
				away.
				The creator is clearly
				insinuating that GSK is
				involved in the functioning of
				this fraudulent application
				and is tarnishing its
				reputation through this video.
				(This video is removed by
				uploader)
28.	29	https://www.youtube.com/wat	A to E	0:21 – The creator states that
		ch?v=s1aOaouAQ8A		he will talk about the issues
				related to the GSK
		Gsk App  Gsk App		application in this video
		Withdrawal Problem  Gsk		(images of the app running in
		App Se Paisa KaiseNikale		the background).
		Gsk App New Update		0:31 Claims to inform and
		Description box provides links		show a demo of live
		to other such fraudulent		withdrawal.
		applications.		
				1:22 shows statement from
				GlaxoSmithKline family
		COX OI and the second		1:32 – He talks about the
		Ber Schleiber und Weiter Schleiber Schleibe		GSK Family Group which
		ALLOIGAL RESEARCH <b>GSK-NEOS</b> PORIN		shows proof of payment to
				users.
		Contact line for the form of the target of the line for the line in the line of the line in the line of the line o		0.14 COL : '1'
		A contrast and the second		2:14 – <b>GSK</b> is providing many investment offers in
				relation to Medical Research
				for GSK's NEOSPORIN
				product.
				3·38 – He states if you
Verified				3:38 – He states if you message the customer care

			0 0 0 sudammentumber		associatos thereal 1
					associates through the WhatsApp link provided on the app, and convince them that you will promote their app if they allow withdrawal. If this is done, withdrawal will be successful.
					5:14 – Despite several attempts at withdrawal, the app is not allowing users to withdraw their invested amounts.
			A series and a series of the s		5:26 – The company is scamming users and no one should invest in this application.
					Nowhere in the video does he state that this application is not related to the pharmaceutical company and therefore, this is directly tarnishing to GSK's goodwill and reputation.
	32.	48	https://www.youtube.com/wat ch?v=3K-w_IyQqLg	A to E	0:08 – The creator is stating that he will talk about the <b>GSK</b> application.
			GSK APP ???SCAM ???		0:19 – He states that many users have invested in the <b>GSK</b> application and getting good returns. He also found it interesting and invested in this app.
					1:05 – He explains that <b>GSK</b> is a British multinational company, based in London. People have launched this application in India.
					4:30 – He explains the interface of the <b>GSK</b> application.
			· · · · · · · · · · · · · · · · · · ·		5:39 – Explains the offers on the <b>GSK</b> application.
					6:47 – Explains the contents of the <b>GSK</b> WhatsApp group, with images of <b>GSK</b> 's headquarters.
					Nowhere in the video does he state that this application is
Signature Not Ver	ified				not related to the
Digitally Signed By UNI SINGH NEGI Signing Date: 05.07.2023 17:47:06	<sup>L</sup> CS(CO	MM) 95/2023			Page <b>22</b> of <b>26</b>

<ul> <li>C • penda probability</li> <li>C • penda probability</li> </ul>	No. Steel	(a) •	pharmaceutical company and
	. 🥌		therefore, this is directly
	65% Working Group 1828 -		tarnishing to GSK's goodwil
	<u>5</u> <u>5</u>		and reputation.
	1. No set and setting double the set and setting with each setting of a set line		1

6. *Prima facie, on* a reading of the aforenoted tabular statement, it appears that the URLs which Defendant 12 is yet to take down also contain the content which may be infringing of the registered trademarks of the plaintiff. As such, the direction to Defendant 12 to take down the URLs shall also extent to the aforesaid 33 URLs.

7. Let the needful be done by Defendant 12 within a period of three days from today.

## I.A. 11560/2023 (under Order I Rule 10(2) of the CPC)

**8.** By this application, the plaintiff seeks to implead one domain name, three YouTube channels and Punjab National Bank, whose bank is being used by one of the allegedly fraudulent URLs.

**9.** The permission is granted to implead Defendants 26 to 31. An amended memo of parties filed with the application is taken on record.

**10.** The order dated 21 February 2023 as modified on 1 March 2023 is extended to the new Defendants 26 to 31.

**11.** The amended plaint is also taken on record.

**12.** Let fresh summons be issued on the amended plaint to the newly impleaded defendants.



13. affidavit Written statement, accompanied by of admission/denial of the documents filed by the plaintiff be filed within 30 days with advance copy to learned Counsel for the plaintiff who replication thereto. file accompanied by affidavit may of admission/denial of the documents filed by the defendant within 30 days thereof.

**14.** List before the learned Joint Registrar (Judicial) for completion of pleadings, admission and denial of the documents and marking of exhibits on 6 September 2023.

**15.** Defendant 12 is directed to provide the Basic Subscriber Information (BSI) details for the newly defendants 28, 29 and 30, whereafter the plaintiff shall file a fresh amended memo of parties impleading the said defendants in accordance with the BSI details provided by the Google LLC.

**16.** Mr. Gokul, appearing for Defendant 27 submits that the domain name registration of the domain name GSKMEDICALGROUP.COM already stands suspended. Mr. Mahant prays that Defendant 27 may be directed to place a server lock on the said domain name.

17. Defendants 7 and 8 are directed to issue notifications calling on various ISPs to block access to Defendant 26<u>WWW.GSKMEDICALGROUP.COM</u>.

**18.** Defendant 27 is directed to furnish the names, addresses, email addresses and phone numbers of the registrant of <u>WWW.GSKMEDICALGROUP.COM</u>.

**19.** Insofar as Defendant 13 is concerned, Ms. Sharda who appears for Defendant 13 submits that the Telegram account having user ID @Lisa7919 has been deleted by the user in June 2023. Accordingly, no directions are required to be issued in that regard. She undertakes to provide the details of the user of the said Telegram account to place it on an affidavit in the present proceedings, to the extent available with her client.

**20.** Insofar as the prayer (I) in this application, which deals with WhatsApp account bearing No. +44 7761 637919 is concerned, Mr. Mahant has pointed out, from page 105 of this application, that the said number represents the number to which, on clicking the WhatsApp link on the infringing website gskmedicalgroup.com, the user is redirected.

21. As such, he submits that the person who is operating the No.+44 7761 637919 is also required to be identified.

**22.** Mr. Kari submits, *per contra,* that, while he has no objection to providing necessary details, there is no specific averment in the application filed by the plaintiff to the effect that, if the WhatsApp link at page 105 of the application is clicked, one would be redirected to the WhatsApp No. +44 7761 637919 at page 107.

**23.** He submits that, in the absence of any such direct averment, providing the details of the subscriber of the aforesaid number to the cyber cell may not be appropriate, as it would result in investigation against the holder of the said number.

Signature Not Verified. In the circumstances, Defendants 13 and 14 are directed to Digitally Signed By SUNIL SINGH NEGL CS(COMM) 95/2023 Page 25 of 26 Signing Date: (5, 7.2023) provide the BSI details of the holder of the No. +44 7761 637919 to the Court in a sealed cover for the present. The Court would take a decision on what further steps to be taken in that regard later.

**25.** Defendant 31 is further directed to freeze the account associated with UPI ID 9319271298m@pnb to provide details of the holder of the said account to this Court by way of an affidavit before the next date of hearing.

**26.** The application is disposed of accordingly.

## CS(COMM) 95/2023

27. List before the learned Joint Registrar (Judicial) on 6 September2023 for further proceedings.

C.HARI SHANKAR, J

**JULY 4, 2023** ar

