

**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-35/2022-DS-II**

**Dated:01-09-2022**

**To,**

**All Internet Service Licensees'**

**Subject: CS (Comm) No. 524 of 2022; Bombinate Technologies Private Limited V/s Koo Coin and others Before Hon'ble Delhi High Court.**

Kindly find the enclosed Hon'ble Delhi High Court orders dated 24<sup>th</sup> August, 2022 and 1<sup>st</sup> August, 2022 in the subject matter court case C.S. (Comm) No. 524 of 2022 along with memo of parties and plaint for compliance with respect to websites of defendants as mentioned in the court order.

2. Hon'ble Court vide order dated 24<sup>th</sup> August, 2022 has, inter alia, directed that:

*7. The blocking order issued on 1st August, 2022 shall be issued by the Department of Telecommunications within a period of two days upon receipt of the order, failing which, contempt action would be liable to be taken.*

3. Accordingly, in view of the above, all the Internet Service licensees are hereby notified/instructed to take immediate necessary blocking action for compliance of the court order dated 24<sup>th</sup> August, 2022 read with 1<sup>st</sup> August, 2022 specially refer Paras 22 and 24 of Order of Hon'ble Court dated 1.8.22.

**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.

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

+ **CS (COMM) 524/2022 & I.A. 13335/2022**

**BOMBINATE TECHNOLOGIES PRIVATE LIMITED..... Plaintiff**

Through: Mr. Shwetasree Majumder & Ms.  
Tanya Varma, Advocates (M-  
9599109837)

versus

**KOO COIN AND OTHERS ..... Defendants**

Through: Ms. Shweta Sahu, Advocate.

**CORAM:**

**JUSTICE PRATHIBA M. SINGH**

**ORDER**

**% 24.08.2022**

1. This hearing has been done through hybrid mode.

**I.A. 13335/2022 (u/O XXXIX Rule 2A CPC)**

2. This is an application filed on behalf of the Plaintiff under Order XXXIX Rule 2A of the Code of Civil Procedure, 1908 (CPC) alleging that the DNR - GoDaddy.com, LLC (“*hereinafter GoDaddy*”) has not complied with the order passed by this Court on 1st August, 2022. The relevant portion is as follows:

*“23. The DNR-Go Daddy LLC, is also represented before this Court today. GoDaddy LLC is directed to disclose to the Plaintiff the details of the registrants of these domain names, as also any billing information, subscribers’ information, and any other information which may be available. This information be provided by ld. Counsel for GoDaddy LLC within 48 hours. An affidavit shall be filed by GoDaddy LLC before the Court, stating as to whether it is a customer of the Defendant No.1’s website. If any other services are being provided by GoDaddy LLC to these three*

*networks, details of the same shall also be stated in the said affidavit.*

*24. Further, the URLs as mentioned in Annexure A and B of the Plaint, shall also be blocked by MEITY, as also the ISPs.*

*25. Compliance under Order XXXIX Rule 3 be effected qua ISPs, and Defendant Nos.1 to 3, within three days.”*

3. On the said date, Ms. Shweta Sahu, Id. Counsel had appeared but had not received instructions from her client. It is submitted by Ms. Sahu that they have not yet been engaged in this matter. Ms. Shweta Sahu, Id. Counsel submits that since the counsel had not been engaged in this matter by GoDaddy, the order dated 1st August, 2022 was not communicated to GoDaddy.

4. However, Id. Counsel for the Plaintiff submits that the copy of the order was e-mailed to GoDaddy on 8<sup>th</sup> August, 2022 and 17<sup>th</sup> August, 2022 by her office. An advance copy of this application is also been stated to have been served by e-mail to GoDaddy on 22<sup>nd</sup> August, 2022 and the automatic reply of the same is stated to have been received showing that the same has been duly sent at [legal@godaddy.com](mailto:legal@godaddy.com) and has been delivered.

5. Ms. Majumdar, Id. Counsel for the Plaintiff submits that GoDaddy has an office in India at Gurgaon. The contact details are set out below:

***GoDaddy India Web Services Private Limited***

***003, Tower 4A, DLF Corporate Park,***

***MG Road Gurgaon - 122002***

***Email: [legal@godaddy.com](mailto:legal@godaddy.com)***

6. Accordingly, let notice be served on GoDaddy including at the Gurgaon office. Since the India office of GoDaddy has been served through

the e-mail at [legal@godaddy.com](mailto:legal@godaddy.com) and this is a fresh application under Order XXXIX Rule 2A CPC one opportunity is given to GoDaddy to comply with the injunction order. Notice is issued in the contempt application to GoDaddy, directing that the compliance of the order dated 1st August, 2022 shall be effected within 48 hours. Copy of the said order shall also be attached with the notice which can be given *dasti* to the Id. Counsel for the Plaintiff.

7. The blocking order issued on 1st August, 2022 shall be issued by the Department of Telecommunications within a period of two days upon receipt of the order, failing which, contempt action would be liable to be taken.

8. Reply to the contempt application be filed within a period of four weeks. Rejoinder be filed within four weeks, thereafter.

9. List on the date fixed i.e. 6<sup>th</sup> October, 2022.

**PRATHIBA M. SINGH, J.**

**AUGUST 24, 2022**

*Rahul/KT*

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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **CS(COMM) 524/2022 & I.As. 12035/2022, 12036/2022, 12037/2022, 12038/2022**  
**BOMBINATE TECHNOLOGIES PRIVATE LIMITED** ..... Plaintiff  
Through: Ms. Shwetasree Majumder and Mr. Prithvi Singh, Advocates.  
(M:8860680136)

versus

**KOO COIN AND OTHERS** ..... Defendant  
Through: Mr. Moazzam Khan and Ms. Shweta Sahu, Advocates for D-4.  
(M:9987115749)  
Mr. Harish V. Shankar, CGSC, Mr. Srish Kumar Mishra, Mr. Sagar Mehlawat, Mr. Alexander Mathai Paikaday, Advocates.  
(M:9810788606)

**CORAM:**  
**JUSTICE PRATHIBA M. SINGH**

**ORDER**

% **01.08.2022**

**I.A. 12037/2022 (for exemption)**

1. Allowed, subject to all just exceptions.
2. Accordingly, *I.A. 12037/2022* is disposed of.

**I.A. 12036/2022 (for additional documents)**

3. This is an application seeking leave to file additional documents under the Commercial Courts, Commercial Division and Commercial Appellate Division of High Courts Act, 2015 (*hereinafter, 'Commercial Courts Act'*). The Plaintiff, if it wishes to file additional documents at a later stage, shall

do so strictly as per the provisions of the Commercial Courts Act.

4. Accordingly, *I.A. 12036/2022* is disposed of.

**I.A. 12038/2022 (exemption from advance service to the Defendants)**

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

6. Accordingly, *I.A. 12038/2022* is disposed of.

**CS(COMM) 524/2022 & I.As. 12035/2022(for stay)**

7. The present suit has been filed by Plaintiff- Bombinate Technologies Pvt. Ltd., against three platforms, among several other Defendants, listed hereinbelow:

- i. Defendant No.1- Koo Coin,
- ii. Defendant No.2- Koo Network,
- iii. Defendant No.3- Indian Creatives Koo Tweet Social Media,
- iv. Defendant No.4- GoDaddy LLC,
- v. Defendant No.5 to 13- Internet Service Providers (*hereinafter* “*ISPs*”),
- vi. Defendant No.14- Department of Telecommunications (*hereinafter* “*DoT*”),
- vii. Defendant No.15- John Does.

8. The case of the Plaintiff is that it is the parent company of two mobile applications namely, “Vokal” and “Koo”. These applications are popular social media platforms/ applications. “Koo” has over 10 million downloads on the Google Play Store, making it one of the most sought after mobile applications, as per the Plaintiff. The platform run by the Plaintiff is projected as a micro-blogging platform available in several Indian languages, apart from English, such as Hindi, Kannada, Tamil, Telugu, Gujarati and Bengali.

Various Government platforms are stated to have promoted the Plaintiff's platform. The Plaintiff's reputation is claimed to be well-established due to the large social media following that it has on other known social media platforms. It is submitted that the application has over 28,000 followers on Instagram and over 60,580 followers on Facebook. Additionally, the Plaintiff, has launched a scheme/ program which is called "Koo Coin", as a reward program for all its active users. The application rewards its users with "Koo Coins" if they check into the application once a day. Koo Coins are redeemable coins, and can be redeemed by a user upon linking their UPI ID to the application.

9. It is submitted by the Id. Counsel for the Plaintiff that the Plaintiff



adopted the trademark 'KOO', along with the birdie device in 2019. The Plaintiff is the registered proprietor of the mark "KOO" under application no. 4533766 in classes 9, 35, 38 and 41, as of 17<sup>th</sup> June, 2020. Various other similar marks are also pending registration, including the device marks.

10. As per the Plaint, the domain name [www.kooapp.com](http://www.kooapp.com) is registered in favour of the Plaintiff since October, 2019, and is used to promote the Koo micro blogging platform.

11. The grievance of the Plaintiff, in the present suit, is that a website by the name [www.koo.money](http://www.koo.money) has been launched, which claims to be a block chain based market place, where buyers and sellers can carry out transactions involving digital goods and assets. The website is using the Plaintiff's registered mark "KOO", along with the aforementioned bird

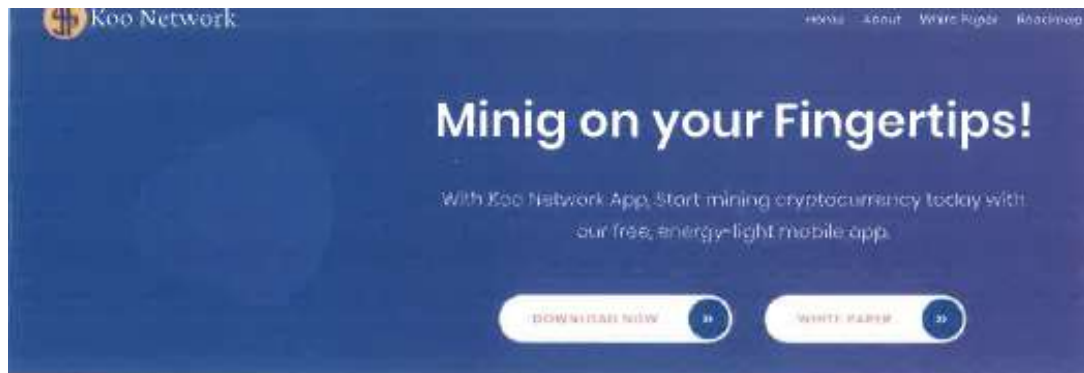
device. The website has been pointed out to the Court, along with the Whois details. The Whois details are privacy protected. The domain name was registered on 30<sup>th</sup> May, 2022, and Defendant No.4 is the Domain Name Registrar (*hereinafter* “DNR”) of the said domain name. Defendant No.1 has launched a digital currency on this website called ‘Koo Coin’, released in May, 2022. The same is valued in INR as under on the website [www.koo.money](http://www.koo.money) :

launching Price	1 KOO = 0.90 INR
Total Supply	40 LAC KOO COIN

12. It is submitted by Id. Counsel for the Plaintiff that several complaints were made by the Plaintiff to the National Cyber Crime Reporting Portal, the Ministry of Electronics and Information (*hereinafter* “MEITY”), the Federal Trade Commission, etc.

13. The grievance is also against Defendant No.2, who runs a similar website called [www.minekoo.com](http://www.minekoo.com), both as a website and as a mobile application. The mobile application is referred to as “Koo Network”. The said Defendant No.2 has a whitepaper published on its website relating to cryptocurrency. Screenshots of the said website are extracted hereinbelow:





**Download Koo Network App Now**

Join the exciting Community & Share with Your Friends & Family to make your own mining profit!

Download the mobile app to start mining today! Join the beta.

Keep your money! Koo is free. All you need is an invitation from an existing trusted member on the network. If you have an invitation you can download the mobile app below.

GET IT ON  
Google Play



14. There is a reasonable apprehension that Defendant No. 1 and 2 are connected. Moreover, Defendant No.4 is also the DNR for Defendant No.2. The mobile application of Defendant No. 2, “Koo Network” is also available on the Google Play Store, wherein several user reviews criticising the app and calling it a vague application, have repeatedly appeared. The application is stated to have a low rating of 3.7 stars.

15. Defendant No.3 has developed an application “Koo Tweet Social Media” which is a social networking platform available on the Google Play Store. The nature of the application is very similar to the Plaintiff’s micro-blogging application.

16. The grievance of the Plaintiff is that there are several Android Application Package (*hereinafter* “APK”) providers, who are providing

links to these websites. Moreover, a number of URLs are also leading users to these websites and platforms. Id. Counsel for the Plaintiff submits that the three Defendants, along with unknown people, may be involved in fraudulent transactions, and collection of money from innocent users under the garb of offering digital currencies. The entire operation of the website and the services, appears to be vague, since the details of the persons who have registered these domain names are not available and there is large scale misuse of the Plaintiff's mark. Therefore, the said Defendants deserve to be enjoined on an urgent basis.

17. The Court has queried the Counsel for the Plaintiff as to why all platforms have been impleaded in one suit, to which it is submitted by the Id. Counsel, that since the details of these persons who have registered the said domain names and are running the fraudulent websites are not available, and since the issue of misuse of the Plaintiff's trademark is common to all, they have been impleaded in one suit. However, if directed by the Court, upon receiving details of the registrants of these platforms, any further proceedings are required to be initiated, the Id. Counsel for the Plaintiff would take appropriate steps in accordance with law.

18. On behalf of the DNR -Go Daddy LLC, it is submitted by Mr. Khan that he does not have any instructions. However, his client would comply with any orders for disclosure of the details of the registrants of the domain name and any other available details.

18. The Court has heard the Counsels and perused the documents. The mark 'KOO' under no. 4533766, is a registered trademark of the Plaintiff in respect of several classes - 9, 35, 38, and 41, which includes services being provided online and on social media platforms. A perusal of the

Defendants' websites and applications show that they are vague, and indulging in misuse of the Plaintiff's marks. Defendant No.1, for example, is providing "Koo money" to online users. On the Defendant No. 1's website it reads that it is based in the United Kingdom, however, the conversion of "koo money" is being given in Indian rupees. It also claims Go Daddy LLC i.e., the DNR, is also one of its customers along with other well known companies. The Description of "Koo Coin", which is a term being used by the Defendant No.1, is as under:



19. Insofar as Defendant No.2 is concerned, the said Defendant is running a mobile application, as also a website. Some of the users who have given their comments and reviews on the Google Play Store have stated that this application appears to be fake and, although the users have started mining, the coins are not increasing or decreasing. Thus, the users are of the opinion that the entire application itself does not seem to be genuine. Moreover, even the whitepaper content which has been showed, appears to have been taken from another digital currency site. Defendant No.3 is running "Koo Tweet Social Media" as an Indian social media tweeting platform. It is also

using an identical trademark “KOO”, for similar services as the Plaintiff.

20. A perusal of these applications, websites and other documents, placed on record, clearly shows that the intention of the Defendants is to misuse the Plaintiff’s registered mark and name. They are consciously misleading customers in the sense that there exists a genuine cryptocurrency platform or a digital currency platform associated with the Plaintiff. The connection with the Plaintiff is being sought to be established by using the name and similar bird device marks. At present, it is clear that there are a large number of internet users who may be trying to access the Defendants’ platforms on the ground that the Defendants are somehow connected to the Plaintiff.

21. In order to protect the rights of the users who may be investing monies on these platforms, as also to prevent any further confusion, this Court is of the opinion that the Plaintiff has made out a *prima facie* case for grant of an injunction. Balance of convenience and irreparable injury is also in favour of the Plaintiff, especially, because it involves thousands of customers on the internet, who could be deceived into believing that the Defendants’ platforms are connected with the Plaintiff’s.

22. Accordingly, till the next date of hearing, MEITY is directed to block these three websites and issue immediate directions to the ISPs to block the same. The said ISPs shall also take immediate steps to block the access to all these three websites. The said Defendants 1 to 3 are also restrained from using the mark or name KOO either as a trade mark or trade name or as part of the domain name. The Defendants shall also stand restrained from offering digital coins, digital currencies or offer any other services under the domain names impugned in the present suit, consisting of the word KOO.

23. The DNR-Go Daddy LLC, is also represented before this Court today. GoDaddy LLC is directed to disclose to the Plaintiff the details of the registrants of these domain names, as also any billing information, subscribers' information, and any other information which may be available. This information be provided by Id. Counsel for GoDaddy LLC within 48 hours. An affidavit shall be filed by GoDaddy LLC before the Court, stating as to whether it is a customer of the Defendant No.1's website. If any other services are being provided by GoDaddy LLC to these three networks, details of the same shall also be stated in the said affidavit.

24. Further, the URLs as mentioned in Annexure A and B of the Plaint, shall also be blocked by MEITY, as also the ISPs.

25. Compliance under Order XXXIX Rule 3 be effected *qua* ISPs, and Defendant Nos.1 to 3, within three days.

26. List on 6<sup>th</sup> October, 2022.

**PRATHIBA M. SINGH, J**

**AUGUST 1, 2022**

*dj/ss*

**DOCUMENT A**

<b>Koo Tweet Social Media – Defendant No. 2</b>	
<b>S. No.</b>	<b>Infringing URLs</b>
1.	<a href="https://apkfun.com/KooTweet-Social-Media.html">https://apkfun.com/KooTweet-Social-Media.html</a>
2.	<a href="https://m.apkpure.com/koo-tweet-social-media/com.koo.tweet">https://m.apkpure.com/koo-tweet-social-media/com.koo.tweet</a>
3.	<a href="https://apktime.com/android/us/app/com.koo.tweet/">https://apktime.com/android/us/app/com.koo.tweet/</a>
4.	<a href="https://steprimo.com/android/us/app/com.koo.tweet/Koo-Tweet-Social-Media/">https://steprimo.com/android/us/app/com.koo.tweet/Koo-Tweet-Social-Media/</a>
5.	<a href="https://www.9apps.com/android-apps/com-koo-tweet/">https://www.9apps.com/android-apps/com-koo-tweet/</a>
6.	<a href="https://apkcombo.com/koo-tweet-social-media/com.koo.tweet/">https://apkcombo.com/koo-tweet-social-media/com.koo.tweet/</a>
7.	<a href="https://apkzz.com/koo-tweet-social-media-apk-update-unlocked/">https://apkzz.com/koo-tweet-social-media-apk-update-unlocked/</a>
8.	<a href="https://napkforpc.com/hi/apk/com.koo.tweet/">https://napkforpc.com/hi/apk/com.koo.tweet/</a>
9.	<a href="https://apk.tools/details-kootweet-social-media-4cb320da5a8c359d1ff88b89e1e8014d-apk/">https://apk.tools/details-kootweet-social-media-4cb320da5a8c359d1ff88b89e1e8014d-apk/</a>
10.	<a href="https://apk.tools/details-kootweet-indian-social-media-apk/">https://apk.tools/details-kootweet-indian-social-media-apk/</a>
11.	<a href="https://apkpure.com/id/koo-tweet-social-media/com.koo.tweet">https://apkpure.com/id/koo-tweet-social-media/com.koo.tweet</a>
12.	<a href="https://apk-dl.com/indian-creativeskoo-know-what39s-happening/com.koo.tweet">https://apk-dl.com/indian-creativeskoo-know-what39s-happening/com.koo.tweet</a>
13.	<a href="https://a2zapk.com/apk/com.koo.tweet.html">https://a2zapk.com/apk/com.koo.tweet.html</a>
14.	<a href="https://appagg.com/android/social/koo-tweet-social-media-35955124.html?hl=en">https://appagg.com/android/social/koo-tweet-social-media-35955124.html?hl=en</a>
15.	<a href="https://chipapk.com/app/10370898/">https://chipapk.com/app/10370898/</a>
16.	<a href="https://apkflash.com/apk/app/com.koo.tweet/koo-tweet-social-media">https://apkflash.com/apk/app/com.koo.tweet/koo-tweet-social-media</a>
17.	<a href="https://apkpure.com/koo-tweet-social-media/com.koo.tweet">https://apkpure.com/koo-tweet-social-media/com.koo.tweet</a>
18.	<a href="https://m.apkpure.com/jp/koo-tweet-social-media/com.koo.tweet">https://m.apkpure.com/jp/koo-tweet-social-media/com.koo.tweet</a>
19.	<a href="https://www.ipingguoyuan.com/app/com.koo.tweet">https://www.ipingguoyuan.com/app/com.koo.tweet</a>

<b>KOO Network – Defendant No. 3</b>	
<b>S. No.</b>	<b>Infringing URLs</b>
1.	<a href="https://m.apkpure.com/koo-network/com.mine.koo">https://m.apkpure.com/koo-network/com.mine.koo</a>
2.	<a href="https://koo-network.en.softonic.com/android">https://koo-network.en.softonic.com/android</a>
3.	<a href="https://apkcombo.com/koo-network/com.mine.koo/">https://apkcombo.com/koo-network/com.mine.koo/</a>
4.	<a href="https://apktume.com/android/us/app/com.mine.koo/">https://apktume.com/android/us/app/com.mine.koo/</a>
5.	<a href="https://steprimo.com/android/us/app/com.mine.koo/Koo-Network/">https://steprimo.com/android/us/app/com.mine.koo/Koo-Network/</a>
6.	<a href="https://www.9apps.com/android-apps/com-mine-koo/">https://www.9apps.com/android-apps/com-mine-koo/</a>
7.	<a href="https://napkforpc.com/apk/com.mine.koo/">https://napkforpc.com/apk/com.mine.koo/</a>
8.	<a href="https://apk.tools/details-koo-network-402f5f1cb72d6405b09e764eeea9f352-apk/">https://apk.tools/details-koo-network-402f5f1cb72d6405b09e764eeea9f352-apk/</a>
9.	<a href="https://apksos.com/app/com.mine.koo">https://apksos.com/app/com.mine.koo</a>
10.	<a href="https://apkaio.com/app/com.mine.koo">https://apkaio.com/app/com.mine.koo</a>
11.	<a href="https://apkpure.com/id/koo-network/com.mine.koo">https://apkpure.com/id/koo-network/com.mine.koo</a>
12.	<a href="https://vnmod.net/app/koo-network-mod-hack/">https://vnmod.net/app/koo-network-mod-hack/</a>
13.	<a href="https://apkmodfree.com/koo-network-mod-apk-unlimited-android/">https://apkmodfree.com/koo-network-mod-apk-unlimited-android/</a>
14.	<a href="https://appagg.com/android/social/koo-network-37031955.html?hl=en">https://appagg.com/android/social/koo-network-37031955.html?hl=en</a>
15.	<a href="https://freeroid.com/details.php?id=com.vlv.aravali">https://freeroid.com/details.php?id=com.vlv.aravali</a>
16.	<a href="https://apkflash.com/apk/app/com.mine.koo/koo-network">https://apkflash.com/apk/app/com.mine.koo/koo-network</a>
17.	<a href="https://apkdl.in/app/details?id=com.mine.koo">https://apkdl.in/app/details?id=com.mine.koo</a>
18.	<a href="https://apkgk.com/com.mine.koo">https://apkgk.com/com.mine.koo</a>
19.	<a href="https://www.100modapk.com/com.mine.koo/koo-network-mod/">https://www.100modapk.com/com.mine.koo/koo-network-mod/</a>
20.	<a href="https://id.vnmod.net/app/koo-network-hackmod/">https://id.vnmod.net/app/koo-network-hackmod/</a>

**DOCUMENT B**

<b><u>Infringing URLs for the Plaintiff's Koo App</u></b>	
<b>S. No.</b>	<b>Unauthorised URLs</b>
1.	<a href="https://www.apktoy.com/koo/com.koo.app">https://www.apktoy.com/koo/com.koo.app</a>
2.	<a href="https://koo-koo-india.en.aptoide.com/app">https://koo-koo-india.en.aptoide.com/app</a>
3.	<a href="https://apkresult.com/en/koo-app-apk">https://apkresult.com/en/koo-app-apk</a>
4.	<a href="https://apktume.com/android/us/app/com.koo.app/">https://apktume.com/android/us/app/com.koo.app/</a>
5.	<a href="https://www.malavida.com/en/soft/koo/android/#gref">https://www.malavida.com/en/soft/koo/android/#gref</a>
6.	<a href="https://www.apkmonk.com/app/com.koo.app/">https://www.apkmonk.com/app/com.koo.app/</a>
7.	<a href="https://koo.en.softonic.com/android">https://koo.en.softonic.com/android</a>
8.	<a href="https://apkfun.com/Koo-The-Voice-of-India-in-Indian-Languages-Koo.html">https://apkfun.com/Koo-The-Voice-of-India-in-Indian-Languages-Koo.html</a>
9.	<a href="https://m.apkpure.com/koo-know-what-s-happening/com.koo.app">https://m.apkpure.com/koo-know-what-s-happening/com.koo.app</a>
10.	<a href="https://apkcombo.com/koo-know-what-s-happening/com.koo.app/">https://apkcombo.com/koo-know-what-s-happening/com.koo.app/</a>
11.	<a href="https://www.luckymodapk.com/koo-know-whats-happening-mod/com.koo.app/">https://www.luckymodapk.com/koo-know-whats-happening-mod/com.koo.app/</a>
12.	<a href="https://koo.en.uptodown.com/android">https://koo.en.uptodown.com/android</a>
13.	<a href="https://happymod.com/koo-connect-with-people-mod/com.koo.app/">https://happymod.com/koo-connect-with-people-mod/com.koo.app/</a>
14.	<a href="https://apkepic.com/es/koo-app-apk">https://apkepic.com/es/koo-app-apk</a>
15.	<a href="https://www.happymod.cloud/koo-connect-with-people/com.koo.app/">https://www.happymod.cloud/koo-connect-with-people/com.koo.app/</a>
16.	<a href="https://www.9apps.com/android-apps/Koo:-Follow-Interesting-Indians-In-10-Languages/">https://www.9apps.com/android-apps/Koo:-Follow-Interesting-Indians-In-10-Languages/</a>
17.	<a href="https://rtxkeeda.com/Android/1211014-koo-connect-with-people-0-97-5.html">https://rtxkeeda.com/Android/1211014-koo-connect-with-people-0-97-5.html</a>
18.	<a href="https://steprimo.com/android/us/app/com.koo.app/Koo-Follow-Interesting-Indians-In-10-Languages/">https://steprimo.com/android/us/app/com.koo.app/Koo-Follow-Interesting-Indians-In-10-Languages/</a>
19.	<a href="https://apk-gold.com/koo-koo-tv/">https://apk-gold.com/koo-koo-tv/</a>
20.	<a href="https://apkfab.com/koo-connect-with-people/com.koo.app">https://apkfab.com/koo-connect-with-people/com.koo.app</a>
21.	<a href="https://www.9apps.com/android-apps/com-fstkoogide-fstkootips/">https://www.9apps.com/android-apps/com-fstkoogide-fstkootips/</a>
22.	<a href="https://www.9apps.com/android-apps/com-Lenka Alsbrooks-Koo indias social/">https://www.9apps.com/android-apps/com-Lenka Alsbrooks-Koo indias social/</a>
23.	<a href="https://www.9apps.com/android-apps/com-sabyan-kooapp/">https://www.9apps.com/android-apps/com-sabyan-kooapp/</a>
24.	<a href="https://napkforpc.com/apk/com.koo.app/">https://napkforpc.com/apk/com.koo.app/</a>
25.	<a href="https://apk.tools/details-koo-the-voice-of-india-in-indian-languages-apk/">https://apk.tools/details-koo-the-voice-of-india-in-indian-languages-apk/</a>
26.	<a href="https://apkpure.com/id/koo-know-what-s-happening/com.koo.app">https://apkpure.com/id/koo-know-what-s-happening/com.koo.app</a>
27.	<a href="https://apk-dl.com/koo-india/com.koo.app">https://apk-dl.com/koo-india/com.koo.app</a>



28.	<a href="https://apk-dl.com/koo-know-whats-happening/com.koo.app">https://apk-dl.com/koo-know-whats-happening/com.koo.app</a>
29.	<a href="https://popularapk.com/koo-apk/">https://popularapk.com/koo-apk/</a>
30.	<a href="https://apkpuff.com/koo-mod-apk/">https://apkpuff.com/koo-mod-apk/</a>
31.	<a href="https://android25.com/koo-mod-apk/">https://android25.com/koo-mod-apk/</a>
32.	<a href="https://a2zapk.com/1211014-koo-connect-with-people-0-97-5-a2z.html">https://a2zapk.com/1211014-koo-connect-with-people-0-97-5-a2z.html</a>
33.	<a href="https://a2zapk.com/981248-koo-connect-with-indians-in-indian-languages-0-0-55-a2z.html">https://a2zapk.com/981248-koo-connect-with-indians-in-indian-languages-0-0-55-a2z.html</a>
34.	<a href="https://a2zapk.com/925671-koo-follow-interesting-indians-in-10-languages-0-0-48-a2z.html">https://a2zapk.com/925671-koo-follow-interesting-indians-in-10-languages-0-0-48-a2z.html</a>
35.	<a href="https://a2zapk.com/789640-koo-kannada-news-kannada-news-discussions-0-0-25-a2z.html">https://a2zapk.com/789640-koo-kannada-news-kannada-news-discussions-0-0-25-a2z.html</a>
36.	<a href="https://www.modapkdown.com/com.kuuapp.socialmediaappguide/download-apk.html">https://www.modapkdown.com/com.kuuapp.socialmediaappguide/download-apk.html</a>
37.	<a href="https://baixarapk.gratis/en/app/1515425674/koo-connect-with-people">https://baixarapk.gratis/en/app/1515425674/koo-connect-with-people</a>
38.	<a href="https://androidiapk.com/0-95-7/">https://androidiapk.com/0-95-7/</a>
39.	<a href="https://apkexite.com/koo-the-voices-of-india-mods-apk-0-0-78/">https://apkexite.com/koo-the-voices-of-india-mods-apk-0-0-78/</a>
40.	<a href="https://filehippo.com/android/download_koo/">https://filehippo.com/android/download_koo/</a>
41.	<a href="https://appagg.com/android/news-magazines/koo-know-whats-happening-33902030.html?hl=en">https://appagg.com/android/news-magazines/koo-know-whats-happening-33902030.html?hl=en</a>
42.	<a href="https://apkalso.com/koo/">https://apkalso.com/koo/</a>
43.	<a href="https://freeroid.com/details.php?id=com.koo.app">https://freeroid.com/details.php?id=com.koo.app</a>
44.	<a href="https://ccm.net/downloads/communication/8117-koo/">https://ccm.net/downloads/communication/8117-koo/</a>
45.	<a href="https://apkaio.com/app/com.koo.app">https://apkaio.com/app/com.koo.app</a>
46.	<a href="https://www.apkfollow.com/app/koo-know-what-s-happening/com.koo.app/">https://www.apkfollow.com/app/koo-know-what-s-happening/com.koo.app/</a>
47.	<a href="https://apkdownload.com/down_Koo-Know-What-u0027s-Happening/com.koo.app.html">https://apkdownload.com/down_Koo-Know-What-u0027s-Happening/com.koo.app.html</a>
48.	<a href="https://apkflash.com/apk/app/com.koo.app/koo-know-what-s-happening">https://apkflash.com/apk/app/com.koo.app/koo-know-what-s-happening</a>
49.	<a href="https://www.androidout.com/item/android-apps/1119575/koo-kannada-news-kannada-news-discussions/">https://www.androidout.com/item/android-apps/1119575/koo-kannada-news-kannada-news-discussions/</a>
50.	<a href="https://www.androidfreeware.net/download-com-koo-app.html">https://www.androidfreeware.net/download-com-koo-app.html</a>
51.	<a href="https://apkdl.in/app/details?id=com.koo.app">https://apkdl.in/app/details?id=com.koo.app</a>
52.	<a href="https://apks.info/af/app/com.koo.app">https://apks.info/af/app/com.koo.app</a>
53.	<a href="https://downloads.digitaltrends.com/koo/ios">https://downloads.digitaltrends.com/koo/ios</a>

54.	<a href="https://appszx.com/koo-app-download/">https://appszx.com/koo-app-download/</a>
55.	<a href="https://apkpure.com/koo-know-what-s-happening/com.koo.app">https://apkpure.com/koo-know-what-s-happening/com.koo.app</a>
56.	<a href="https://apksos.com/app/com.koo.app">https://apksos.com/app/com.koo.app</a>
57.	<a href="https://happymod.com/koo-where-people-talk-mod/com.workrocks.cuckoo/original-download.html">https://happymod.com/koo-where-people-talk-mod/com.workrocks.cuckoo/original-download.html</a>
58.	<a href="https://apkperfect.com/hi/koo-apk-connect-with-people/">https://apkperfect.com/hi/koo-apk-connect-with-people/</a>
59.	<a href="https://www.apkmodgame.org/app/koo-connect-with-people">https://www.apkmodgame.org/app/koo-connect-with-people</a>
60.	<a href="https://mobiletech360.co/Apps/koo-connect-with-people-apk-0-95-9-download-109084/">https://mobiletech360.co/Apps/koo-connect-with-people-apk-0-95-9-download-109084/</a>
61.	<a href="https://apkhaier.com/koo-connect-with-people/">https://apkhaier.com/koo-connect-with-people/</a>
62.	<a href="https://apksshare.com/koo-connecting-people-apk-mod-download-0-0-85/">https://apksshare.com/koo-connecting-people-apk-mod-download-0-0-85/</a>
63.	<a href="https://eiblogs.com/koo-2/">https://eiblogs.com/koo-2/</a>
64.	<a href="https://apklade.com/koo-follow-top-indians-news-in-indian-languages-0-0-43-premium-cracked/">https://apklade.com/koo-follow-top-indians-news-in-indian-languages-0-0-43-premium-cracked/</a>

## List of websites as per court order and Memo of Parties

Koo Coin

[www.koo.money](http://www.koo.money)

Defendant No. 1

Koo Network

[www.minekoo.com/](http://www.minekoo.com/)

Defendant No. 2

Koo Tweet Social Media

[www.kootweet.com](http://www.kootweet.com)

Defendant No. 3

## IN THE HIGH COURT OF DELHI AT NEW DELHI

*(Ordinary Original Civil Jurisdiction)*

CS (COMM) No. \_\_\_\_\_ OF 2022

CODE NO. 36017

**MEMO OF PARTIES**

IN THE MATTER OF:

Bombinate Technologies Private Limited  
849, 11th Main, 2nd Cross,  
HAL 2nd Stage, Indiranagar,  
Bangalore, Karnataka-56008.  
Email: [litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)

...Plaintiff

Versus

Koo Coin  
[www.koo.money/Home](http://www.koo.money/Home)  
Email: [abuse@godaddy.com](mailto:abuse@godaddy.com)

...Defendant No. 1

Koo Network  
[www.minekoo.com/](http://www.minekoo.com/)  
Email: [contact@minekoo.com](mailto:contact@minekoo.com)

...Defendant No. 2

Indian Creatives  
Koo Tweet Social Media  
[www.kootweet.com](http://www.kootweet.com)  
Email: [kootweetapp@gmail.com](mailto:kootweetapp@gmail.com)

... Defendant No. 3

GoDaddy.com, LLC  
14455 North Hayden Road  
Suite 219  
Scottsdale, Arizona 85260  
United States of America  
Email: [HQ@godaddy.com](mailto:HQ@godaddy.com)  
Contact: 040 6760 7600

Also at:  
GoDaddy India Web Services Private Limited

003, Tower 4A, DLF Corporate Park  
 MG Road Gurgaon – 122002  
 Email: [legal@godaddy.com](mailto:legal@godaddy.com)

...Defendant No. 4

Bharat Sanchar Nigam Ltd.  
 Bharat Sanchar Bhawan, Regulation Cell  
 5th floor, Harish Chandra Mathur Lane  
 Janpath, New Delhi -110001  
 E-mail: [ddg\\_reg@bsnl.co.in](mailto:ddg_reg@bsnl.co.in);  
[sbkhare@bsnl.co.in](mailto:sbkhare@bsnl.co.in)

...Defendant No. 5

Bharti Airtel Ltd.  
 Airtel Centre, Tower-A, 6th floor  
 'A' Wing, Plot No.16, Udyog Vihar  
 Ph- IV, Gurgaon- 122016  
 E-mail: [amit.bhatia@airtel.com](mailto:amit.bhatia@airtel.com)

...Defendant No. 6

Rahejas, 4th floor, Main Avenue  
 Santacruz (W), Mumbai-400054  
 E-mail: [ajay.singh@hathway.net](mailto:ajay.singh@hathway.net);  
[dulal@hathway.net](mailto:dulal@hathway.net);  
[sudhir.shetye@hathway.net](mailto:sudhir.shetye@hathway.net)

...Defendant No. 7

Mahanagar Telephone Nigam Ltd.  
 5th Floor, Mahanagar Doorsanchar Sadan  
 9, CGO Complex, Lodhi Road  
 New Delhi – 110003  
 E-mail: [raco.mtnl@gmail.com](mailto:raco.mtnl@gmail.com)  
[mtnlcsco@gmail.com](mailto:mtnlcsco@gmail.com)  
[gmracomtnl@gmail.com](mailto:gmracomtnl@gmail.com)

...Defendant No. 8

Reliance Jio Infocomm Limited  
 RCP 14 (TC 23), Phase 4,  
 B-Block, 3rd Floor,  
 C 4 130 Thane- Belapur Road,  
 E-mail: [care@iio.com](mailto:care@iio.com);  
[Hitesh.marthak@relianceada.com](mailto:Hitesh.marthak@relianceada.com);  
[Kapoor.guliani@ril.com](mailto:Kapoor.guliani@ril.com);  
[mahipal.singh@ril.com](mailto:mahipal.singh@ril.com)  
[sunil.kr.gupta@ril.com](mailto:sunil.kr.gupta@ril.com);

shilpi.kant@ril.com;  
[jyoti.jain@ril.com](mailto:jyoti.jain@ril.com)

...Defendant No. 9

Shyam Spectra Pvt. Ltd.  
 Plot No. 258, Okhla Industrial Estate, Phase III,  
 New Delhi - 110020  
 E-mail: [info@spectra.co](mailto:info@spectra.co);  
[compliance@spectra.co](mailto:compliance@spectra.co)

...Defendant No. 10

Tata Teleservices Ltd.  
 A, E & F Blocks Voltas Premises - T. B. Kadam Marg  
 Chinchpokli, Mumbai- 400033  
 E-mail: [pravin.jogani@tatatel.co.in](mailto:pravin.jogani@tatatel.co.in);  
[anand.dalal@tatatel.co.in](mailto:anand.dalal@tatatel.co.in);  
[satya.yadav@tatatel.co.in](mailto:satya.yadav@tatatel.co.in)

...Defendant No. 11

Vodafone Idea Limited  
 Vodafone House  
 Peninsula Corporate Park  
 Ganpatrao Kadam Marg,  
 Lower Parel, Mumbai- 400 013 India  
 E-mail: [radhika.gokhale@vodafoneidea.com](mailto:radhika.gokhale@vodafoneidea.com);  
[Smitha.Menon@vodafoneidea.com](mailto:Smitha.Menon@vodafoneidea.com);  
[pankaj.kapdeo@vodafoneidea.com](mailto:pankaj.kapdeo@vodafoneidea.com);  
[arun.madhav@vodafoneidea.com](mailto:arun.madhav@vodafoneidea.com)

...Defendant No. 12

Atria Convergence Technologies Pvt. Ltd.  
 99A/113A, Manorayana Palya  
 R.T. Nagar Bangalore- 560032  
 E-mail: [nodal.term@actcorp.in](mailto:nodal.term@actcorp.in);  
[nodalofficer.ncr@actcorp.in](mailto:nodalofficer.ncr@actcorp.in);  
[Jitesh.chathambil@actcorp.in](mailto:Jitesh.chathambil@actcorp.in)

...Defendant No. 13

Department of Telecommunications  
 Through Secretary  
 Ministry of Communications and IT  
 20, Sanchar Bhawan, Ashoka Road  
 New Delhi- 110001  
 Email: [secy-dot@nic.in](mailto:secy-dot@nic.in); [dirds2-dot@nic.in](mailto:dirds2-dot@nic.in)

...Defendant No. 14

John Does

...Defendant No. 15

Filed by:



Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiff  
F-12, Ground Floor, Sector 8,  
Noida, Uttar Pradesh 201301  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)  
Contact: 9911167179

**Defendant Nos. 1 to 4 and Defendant No. 15 are main  
contesting parties.**

IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

... Plaintiff

Versus

Koo Coin & Ors.

... Defendants

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4.	Screenshots from the Plaintiff's website <a href="http://www.kooapp.com">www.kooapp.com</a> depicting its Homepage, and that the Plaintiff been ranked among the Hottest Emerging Digital Brands in Asia Pacific by Amplitude and illustrating the functioning of Koo Coin.	Available on World Wide Web	Screenshots	Supported by 65A and 65B Certificate	Available on World Wide Web	38 - 46
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22.	Extracts from Defendant No. 2's website <a href="http://www.minekoo.com">www.minekoo.com</a>	Available on World Wide Web	Digital Download	Supported by 65A and 65B Certificate	Available on World Wide Web	159 - 165
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Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiff  
F-12, Ground Floor, Sector 8,  
Noida, Uttar Pradesh 201301  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)  
Contact: 9911167179

**NOTE:**

1. Defendant Nos. 1 to 4 and Defendant No. 15 are main contesting parties.
2. Defendant Nos. 1 to 3 are not served on the apprehension that they might transfer or cancel the illegal domains.
3. Defendants Nos. 4 to 14 have been served in advance in the matter. Provisions of section 80 of CPC will not apply for the claim against Defendant No. 14.

## IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

... Plaintiff

Versus

Koo Coin &amp; Ors.


... Defendants

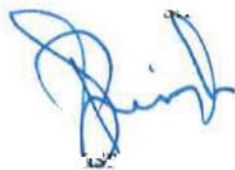
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Dated: 27<sup>th</sup> July 2022

Place: New Delhi

  
 Shwetashree Majumder/ Prithvi Singh  
 Fidus Law Chambers  
 Advocates for the Plaintiff  
 F-12, Ground Floor, Sector 8,  
 Noida, Uttar Pradesh 201301  
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 Contact: 9911167179

**IN THE HIGH COURT OF DELHI AT NEW DELHI****(Ordinary Original Civil Jurisdiction)****C.S. (COMM) No.    of 2022****CODE NO. 36017****IN THE MATTER OF:****Bombinate Technologies Private Limited****... Plaintiff****Versus****Koo Coin & Ors.****... Defendants****SUIT FORMAT****NATURE OF THE MATTER:****Suit for permanent injunction  
restraining infringement of trademark,  
passing off, unfair trade practices,  
damages; rendition of accounts of  
profits; etc.****STATUTES INVOKED:****Trade Marks Act, 1999 and Code of  
Civil Procedure, 1908****RELEVANT CODE:****36017 - Infringement of Registered and  
Unregistered Trademarks****Shwetasree Majumder/ Prithvi Singh****Fidus Law Chambers****Advocates for the Plaintiff****F-12, Ground Floor, Sector 8,****Noida, Uttar Pradesh 201301****[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)****Contact: 9911167179**

## INTERLOCUTORY APPLICATIONS

S. No.	Year	Filed by the Plaintiffs/Defendants	Provision of law	Nature of relief
1.	2022	Plaintiffs	Application under Order 39, Rules 1 and 2 r/w Section 151 of CPC, 1908	Interim Injunction
2.	2022	Plaintiffs	Application under Order 11, Rule 1(4) read with Section 151 C.P.C., 1908	Leave to file additional documents
3.	2022	Plaintiffs	Application under Section 151 C.P.C., 1908	Exemption from filing legible, margin, original documents

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(Ordinary Original Civil Jurisdiction)  
C.S. (COMM) No. of 2022  
CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited ... Plaintiff

Versus

Koo Coin & Ors. ... Defendants

URGENT APPLICATION

Respected Sir,

Kindly treat the accompanying suit as an urgent one in accordance with the Delhi High Court Rules and Orders.

The grounds of urgency are as follows:

“That the application under Order XXXIX Rules 1 & 2 read with Section 151 of the Code of Civil Procedure, 1908, praying for *an interim injunction* is being filed against the Defendants which requires urgent orders of this Hon’ble Court”.



Dated: 27<sup>th</sup> July 2022

Shwetaree Majumder/ Prithvi Singh

Place: New Delhi

Fidus Law Chambers

Advocates for the Plaintiff

F-12, Ground Floor, Sector 8,

Noida, Uttar Pradesh 201301

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## IN THE HIGH COURT OF DELHI AT NEW DELHI

*(Ordinary Original Civil Jurisdiction)*

CS (COMM) No. \_\_\_\_\_ OF 2022

CODE NO. 36017

**MEMO OF PARTIES**

IN THE MATTER OF:

Bombinate Technologies Private Limited  
849, 11th Main, 2nd Cross,  
HAL 2nd Stage, Indiranagar,  
Bangalore, Karnataka-56008.  
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...Plaintiff

Versus

Koo Coin  
[www.koo.money/Home](http://www.koo.money/Home)  
Email: [abuse@godaddy.com](mailto:abuse@godaddy.com)

...Defendant No. 1

Koo Network  
[www.minekoo.com/](http://www.minekoo.com/)  
Email: [contact@minekoo.com](mailto:contact@minekoo.com)

...Defendant No. 2

Indian Creatives  
Koo Tweet Social Media  
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Email: [kootweetapp@gmail.com](mailto:kootweetapp@gmail.com)

... Defendant No. 3

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United States of America  
Email: [HQ@godaddy.com](mailto:HQ@godaddy.com)  
Contact: 040 6760 7600

Also at:  
GoDaddy India Web Services Private Limited



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...Defendant No. 4

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...Defendant No. 5

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...Defendant No. 7

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[gmracomtnl@gmail.com](mailto:gmracomtnl@gmail.com)

...Defendant No. 8

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[Kapoor.guliani@ril.com](mailto:Kapoor.guliani@ril.com);  
[mahipal.singh@ril.com](mailto:mahipal.singh@ril.com)  
[sunil.kr.gupta@ril.com](mailto:sunil.kr.gupta@ril.com);

shilpi.kant@ril.com;  
[jyoti.jain@ril.com](mailto:jyoti.jain@ril.com)

...Defendant No. 9

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 Plot No. 258, Okhla Industrial Estate, Phase III,  
 New Delhi - 110020  
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[compliance@spectra.co](mailto:compliance@spectra.co)

...Defendant No. 10

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 Chinchpokli, Mumbai- 400033  
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[anand.dalal@tatatel.co.in](mailto:anand.dalal@tatatel.co.in);  
[satya.yadav@tatatel.co.in](mailto:satya.yadav@tatatel.co.in)

...Defendant No. 11

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[Smitha.Menon@vodafoneidea.com](mailto:Smitha.Menon@vodafoneidea.com);  
[pankaj.kapdeo@vodafoneidea.com](mailto:pankaj.kapdeo@vodafoneidea.com);  
[arun.madhav@vodafoneidea.com](mailto:arun.madhav@vodafoneidea.com)

...Defendant No. 12

Atria Convergence Technologies Pvt. Ltd.  
 99A/113A, Manorayana Palya  
 R.T. Nagar Bangalore- 560032  
 E-mail: [nodal.term@actcorp.in](mailto:nodal.term@actcorp.in);  
[nodalofficer.ncr@actcorp.in](mailto:nodalofficer.ncr@actcorp.in);  
[Jitesh.chathambil@actcorp.in](mailto:Jitesh.chathambil@actcorp.in)

...Defendant No. 13

Department of Telecommunications  
 Through Secretary  
 Ministry of Communications and IT  
 20, Sanchar Bhawan, Ashoka Road  
 New Delhi- 110001  
 Email: [secy-dot@nic.in](mailto:secy-dot@nic.in); [dirds2-dot@nic.in](mailto:dirds2-dot@nic.in)

...Defendant No. 14

John Does

...Defendant No. 15

Filed by:



Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiff  
F-12, Ground Floor, Sector 8,  
Noida, Uttar Pradesh 201301  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)  
Contact: 9911167179

**Defendant Nos. 1 to 4 and Defendant No. 15 are main  
contesting parties.**

## IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited


... Plaintiff



Versus

Koo Coin &amp; Ors.

... Defendants


## LIST OF DATES AND SYNOPSIS OF EVENTS

Date	Event
2 <sup>nd</sup> December, 2015	Plaintiff was incorporated as Bombinate Technologies Private Limited.
2019	The Plaintiff launched 'Koo', a multilingual personal news updates and opinion sharing micro-blogging platform.
29 <sup>th</sup> October, 2019	Plaintiff registered its website <a href="http://www.kooapp.com">www.kooapp.com</a> .
17 <sup>th</sup> June, 2020	Plaintiff registered the trademark 'Koo' under Application No. 4533766 in classes 9, 35, 38, 41 and 42 with a user claim of 14 <sup>th</sup> November 2019. Further, the Plaintiff also filed trademark applications for its device mark  in classes 9,35,38,41 and 42, under the application no. 4533767.

August, 2020	The Plaintiff's Koo app won the AatmaNirbar App Innovation Challenge held by the Government of India.
18 <sup>th</sup> February, 2021	Defendant No. 3 registered its website <a href="http://www.kootweet.com">www.kootweet.com</a> .
4 <sup>th</sup> July, 2021	Defendant No. 3 last updated its app "Koo Tweet Social Media".
9 <sup>th</sup> July, 2021	Plaintiff filed trademark applications for its birdie device mark  in classes 9, 35, 38, 41 and 42, under the application no. 5037804.
2 <sup>nd</sup> December, 2021	Plaintiff filed trademark applications in classes 9, 35, 38, 41 and 42 for the registration of its device mark  under the application nos. 5232016, 5232017, 5232018, 5232019 and 5232020 respectively.
2021	Plaintiff's Koo app launched a series of short television commercials which were widely acclaimed and established a strong brand entity around the theme "kookiyakya?"
17 <sup>th</sup> February, 2022	Defendant No. 2's domain <a href="http://www.minekoo.com">www.minekoo.com</a> was registered.
30 <sup>th</sup> May, 2022	Defendant No. 1's website <a href="http://www.koo.money">www.koo.money</a> was registered.
May, 2022	Defendant No. 1 released its digital currency called "Koo Coin".
25 <sup>th</sup> June, 2022	Plaintiff registered several complaints with with the National Cyber Crime Reporting Portal, the Ministry

	of Electronics and Information Technology (MEITY), and The Federal Trade Commission against the illegal acts of Defendant No. 1.
July 2022	Thus, the present suit.

Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

  
Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiff  
F-12, Ground Floor, Sector 8,  
Noida, Uttar Pradesh 201301  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)  
Contact: 9911167179

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(ORDINARY ORIGINAL CIVIL JURISDICTION)

CS (COMM.) NO.                      OF 2022  
CODE NO. 36017

IN THE MATTER OF:



Bombinate Technologies Private Limited                      ... Plaintiff

Versus

Koo Coin and Ors.                      ... Defendants

BRIEF SYNOPSIS

1. The instant suit is being filed seeking a permanent injunction restraining infringement of trademarks, passing off and other incidental reliefs. The present action concerns the Plaintiff's trademark rights in the trademarks Koo, Koo Coin and the birdie

devices (  and  ) (hereinafter the Koo trademarks) and infringement and passing off of the same by the Defendants.

2. The Plaintiff launched its multilingual personal news updates and opinion sharing micro-blogging platform under the trademark Koo in 2019. Since then, the Plaintiff won several awards such as the AatmaNirbar App Innovation Challenge held by the Government of India in August 2020 and has been ranked among the Hottest Emerging Digital Brands in Asia Pacific by Amplitude.

3. The Plaintiff adopted the trademark Koo along with the birdie device



in the year 2019 and since then has been using it extensively and exclusively for the Koo app. The Plaintiff has a registration for the trademark KOO in Classes 9, 35, 38, 41 and 42 under application number 4533766 since 17<sup>th</sup> June 2020 with a use claim since 14<sup>th</sup> November 2019. The Plaintiff also launched the Koo Coin, a loyalty reward program on the Koo app for all its active users. Additionally, the Plaintiff is also the registrant of the domain [www.kooapp.com](http://www.kooapp.com), which was registered in October 2019.



4. That over the last couple of months, the Plaintiff has come across several websites and mobile applications that are using the Plaintiff's registered trademark 'Koo', the birdie device marks and in some instances the Koo Coin mark for a range of similar and allied services.
5. That Defendant No. 1 is the owner and operator of the website [www.koo.money](http://www.koo.money). As per the Whois records, the said domain name was registered on 30<sup>th</sup> May 2022. Defendant No. 1 claims to be the first to launch the Koo Social Media Platform and then the Koo Coin. However, Defendant No. 1 does not appear to operate a social media platform at all. It is apparent that the Defendant No. 1 is in the business of providing a blockchain based marketplace where buyers and sellers meet to carry out transactions involving digital goods and assets. Additionally, the Defendant No. 1 also has a digital currency called Koo Coin, which was released in May 2022.



6. That the Defendant no. 2 is operating its business under the mark Koo Network through the website [www.minekoo.com](http://www.minekoo.com), which was registered on 17<sup>th</sup> February 2022 and the mobile app called Koo Network. The Defendant No. 2 is engaged in the business of illegal crypto mining with an intention of luring people into sharing personal financial information. A perusal of Defendant No. 2's infringing website reveals that they have a Facebook page, a YouTube Channel, an Instagram account, a Telegram channel and a Twitter account as well.
7. That Defendant No. 3 is the owner of a mobile application called "Koo Tweet Social Media", which appears to be a social networking platform. According to the information available on Google Play Store, where the said application is available for download and installation, the last update on the application was on 4<sup>th</sup> July 2021. That Defendant No. 3 also owns the domain name [www.kootweet.com](http://www.kootweet.com) which was registered on 18<sup>th</sup> February 2021, as per its Whois records.
8. That Defendant No. 4 is the Domain Registrar of Defendant Nos. 1 to 3. The Plaintiff discovered that the Defendant No. 4 is providing brokerage services to third parties to purchase the Plaintiff's own domain [www.kooapp.com](http://www.kooapp.com) despite not having been authorised by the Plaintiff to make any such offer on its behalf.
9. Aggrieved by the impugned adoption of the Plaintiff's trademarks, the Plaintiff registered several complaints with the National Cyber Crime Reporting Portal, the Ministry of Electronics and Information

Technology (MEITY), The Federal Trade Commission etc. in June and July 2022 against the illegal activities of Defendant No. 1.

10. Defendant Nos. 1 to 3 have used the Plaintiff's registered trademarks

Koo, Koo Coin and the birdie device marks (  and  ) in an unauthorised manner for services that can be considered allied and cognate to those of the Plaintiff. This has evidently been done to indicate an association with the Plaintiff.

11. Defendant Nos. 1 to 4 and 15 are guilty of infringing the Plaintiff's registered trademarks as also passing off their services and platform as that of the Plaintiff and/or affiliated / endorsed by the Plaintiff.



Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiffs  
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Sector – 8, Noida – 201301  
Mob. No.: +91 – 9911137179  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)

Place: New Delhi

Date: 27<sup>th</sup> July 2022

## IN THE HIGH COURT OF DELHI AT NEW DELHI

*(Ordinary Original Civil Jurisdiction)*

CS (COMM) No. \_\_\_\_\_ OF 2022

*In the matter of:*

Bombinate Technologies Private Limited  
849, 11th Main, 2nd Cross,  
HAL 2nd Stage, Indiranagar,  
Bangalore, Karnataka-56008.  
Email: [litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)

...Plaintiff

Versus

Koo Coin  
[www.koo.money/Home](http://www.koo.money/Home)  
Email: [abuse@godaddy.com](mailto:abuse@godaddy.com)

...Defendant No. 1

Koo Network  
[www.minekoo.com/](http://www.minekoo.com/)  
Email: [contact@minekoo.com](mailto:contact@minekoo.com)

...Defendant No. 2

Indian Creatives  
Koo Tweet Social Media  
[www.kootweet.com](http://www.kootweet.com)  
Email: [kootweetapp@gmail.com](mailto:kootweetapp@gmail.com)

... Defendant No. 3

GoDaddy.com, LLC  
14455 North Hayden Road  
Suite 219  
Scottsdale, Arizona 85260  
United States of America  
Email: [HQ@godaddy.com](mailto:HQ@godaddy.com)  
Contact: 040 6760 7600

Also at:  
GoDaddy India Web Services Private Limited



003, Tower 4A, DLF Corporate Park  
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 Email: [legal@godaddy.com](mailto:legal@godaddy.com)

...Defendant No. 4

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...Defendant No. 5

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 'A' Wing, Plot No.16, Udyog Vihar  
 Ph- IV, Gurgaon- 122016  
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...Defendant No. 7

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[mtnlcsco@gmail.com](mailto:mtnlcsco@gmail.com)  
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...Defendant No. 8

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...Defendant No. 11

Vodafone Idea Limited  
 Vodafone House  
 Peninsula Corporate Park  
 Ganpatrao Kadam Marg,  
 Lower Parel, Mumbai- 400 013 India  
 E-mail: [radhika.gokhale@vodafoneidea.com](mailto: radhika.gokhale@vodafoneidea.com);  
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...Defendant No. 12

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 E-mail: [nodal.term@actcorp.in](mailto: nodal.term@actcorp.in);  
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...Defendant No. 13

Department of Telecommunications  
 Through Secretary  
 Ministry of Communications and IT

*nigalreema*

20, Sanchar Bhawan, Ashoka Road  
New Delhi- 110001  
Email: [secy-dot@nic.in](mailto:secy-dot@nic.in); [dirds2-dot@nic.in](mailto:dirds2-dot@nic.in)

...Defendant No. 14

John Does



...Defendant No. 15

**SUIT FOR PERMANENT INJUNCTION RESTRAINING  
INFRINGEMENT OF TRADEMARK, PASSING OFF, UNFAIR  
TRADE PRACTICES, DAMAGES; RENDITION OF ACCOUNTS  
OF PROFITS; ETC.**

The above-named Plaintiff respectfully submits as follows:

1. That the subject matter of the present suit is a 'commercial dispute' as defined under section 2(c)(xvii) of The Commercial Courts, Commercial Division and Commercial Appellate Division of High Courts Act, 2015. It is verified that the relevant code for the purposes of the present suit is 36017.
2. That the Plaintiff, Bombinate Technologies Private Limited was incorporated in 2015 under the provisions of Companies Act, 2013 with its registered office at No. 849, 11th Main, 2nd Cross, HAL 2nd Stage, Indiranagar, Bangalore, Karnataka-560008. The certificate of incorporation of the Plaintiff has been filed in the present proceedings. The present suit pertains to the Plaintiff's trademark rights in Koo, Koo

*Nyshirama*

Coin, the birdie devices (  and  ), which are used for their micro-blogging platform / application (hereinafter 'The Koo app').

3. That the present Complaint is being signed, verified and filed on behalf of the Plaintiff by Ms. Niyati Verma who has been authorised by the Plaintiff to sign and institute the present proceedings vide Power of Attorney dated 13<sup>th</sup> July, 2022. Copy of the Power of Attorney and the Board Resolution have been filed in the present proceedings.
4. Defendant Nos. 1 and 3 entities who are infringing the Plaintiff's registered trademarks and are using them as trade names and as part of their domain names. These 3 Defendants are attempting to pass off their services as those of the Plaintiff or being associated with the Plaintiff.
5. Defendant No. 4 is the Domain Name Registrar for the websites of Defendant Nos. 1 to 3.
6. Defendant Nos. 5-13 are the Internet Service Providers (ISPs) who have been impleaded as Defendants for the limited purpose of ensuring

*Niyati Verma*

compliance with any Orders this Hon'ble Court may be inclined to pass at present or in the future.

7. Defendant No. 14 is the Department of Telecommunications (DoT) who has been impleaded as a Defendant for the limited purpose of ensuring compliance and issuing notifications with respect to any Orders this Hon'ble Court may be inclined to pass at present or in the future.
  
8. Defendant No. 15 are "John Does". The term John Doe is being used to designate those unknown entities who are found to violate the Plaintiff's trademark rights in the future, and whose identity is currently unknown. Therefore, it is not possible to comply with the traditional procedure under the Civil Procedure Code, 1908 and come before this Hon'ble Court with the full particulars of such infringers as on the current date. Hence, the Plaintiff relies upon the inherent powers of this Hon'ble Court under Section 151 of the Civil Procedure Code, 1908 to evolve a fair and reasonable procedure to meet the exigencies of the present situation, which is consistent with the international 'John Doe' practice as also India's TRIPS obligations. The Plaintiff undertakes to implead the John Doe/s as named Defendants once their identity is

*Niyah Verma*



revealed and their contact particulars become known to the Plaintiff from time to time.

#### ABOUT THE PLAINTIFF

9. The Plaintiff is the parent company of the mobile applications, 'Vokal' and 'Koo', which are popular social media platforms/ applications. Vokal, founded in 2017, is a voice-based knowledge sharing platform focussed on enabling access to knowledge in vernacular languages by inviting the brightest minds in India to answer questions. 'Koo', founded by Aprameya Radhakrishna and Mayank Bidawatka in 2019, is a multilingual personal news updates and opinion sharing micro-blogging platform, made in India. Both Vokal and Koo are available to consumers in the form of websites ([www.vokal.in](http://www.vokal.in) and [www.kooapp.com](http://www.kooapp.com)) and mobile applications.
  
10. After raising \$4.1 million during a successful Series A Round, the Plaintiff received \$2.18 billion in its Series B Round of funding, from leading investors such as Accel Partners, Kalaari Capital Advisors Private Limited, Blume Venture Advisors Pvt. Ltd. Dream Incubator Inc., IIFL Finance Limited, 3one4 Capital and Mirae Assets Global Investments Co., Ltd. The Plaintiff has also received funding from leading Indian entrepreneurs such as Ashish Hemrajani, the founder of

*Niyati Vama*

BookMyShow, Vivekananda, the founder of Bounce, Nikhil Kamat, the founder of Zerodha, Kalyan Krishnamurthy, the CEO of Flipkart, Sujeet Kumar, the co-founder of Udaan and former Indian Cricketer Javagal Srinath. Extracts of newspaper articles pertaining to the aforesaid are filed in the present proceedings. As of 2020-2021, the Plaintiff's net worth was pegged at INR 312,626,195. Extracts from third party articles as well as the Plaintiff's annual report for the year 2020-2021 is filed in the present proceedings.

11. Plaintiff's Koo app won the AatmaNirbar App Innovation Challenge held by the Government of India in August 2020. Additionally, the Koo app has also been ranked among the Hottest Emerging Digital Brands in Asia Pacific by Amplitude. Extracts of the Plaintiff's website and the official government website showcasing the various awards and accolades won by it are filed in the present proceedings.

#### ACTIVITIES OF THE PLAINTIFF

12. The Koo app has over 10 million downloads on the Google Play Store, making it one of the most sought-after mobile applications in India. Extracts from Google Play Store are filed in the present proceedings. The Koo app is also available for download on the Apple App Store and screenshots of the same are also being filed. With one of its primary

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focus areas being a desire to tap into the linguistic diversity of Indians, the Koo app is available in several Indian languages including Hindi, Kannada, Tamil, Telugu, Gujarati, Bengali, Assamese, Punjabi, and Marathi. Extracts from Koo's website are filed in the present proceedings.

13. The Koo app also prides itself on having famous entities and personalities such as Anil Kumble, Ashish Vidyarthi, Sadhguru, Unions Ministers Ravi Shankar Prasad and Piyush Goyal, Karnataka Chief Minister BS Yediyurappa, Ministry of Home Affairs, Ministry of Railways, Ministry of Law and Justice, Common Services Centre, Digital India, Digi Locker, India Post, National Informatics Centre (NIC), National Institute of Electronics & Information Technology (NIELIT), MeitY, MyGov, Software Technology Parks of India (STPI), and Cabinet Minister Piyush Goyal, among others, as its users. The Hon'ble Prime Minister of India, Shri Narendra Modi has also encouraged Indians to use the Koo app in one of his Mann Ki Baat speeches. Extracts of third-party news articles pertaining to the aforesaid is filed in the present proceeding.

14. It is submitted that the Koo app has a wide social media following owing to its goodwill and reputation. With over 28,000 followers on

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Instagram and over 60,580 followers on Facebook, Koo is India's most trusted and relied upon multilingual microblogging platform. Extracts from the aforementioned social media websites are filed in the present proceedings.

15. The Koo app has an emerging global presence as it is also home to some of Nigeria's prominent voices. The Government of Nigeria has an official account on the Koo App, an extract of which is filed in the present proceedings. Therefore, it is submitted that Koo has garnered both national and international goodwill and reputation and goodwill in the past two years and aims to reach 100 million users by the end of 2022.
16. Additionally, the Plaintiff also launched the Koo Coin, a loyalty reward program on the Koo app for all its active users. The Koo app rewards its users with Koo Coins if they check-in into the Koo app at least once, for 10 minutes, each day. The 'Koo Coins' can be redeemed by a user by linking their UPI. The redemption value of a Koo Coin to cash is determined as 100 Koo Coins = INR 1.00. Extracts of the Plaintiff's website which illustrate the above are filed in the present proceedings.

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## TRADEMARK RIGHTS OF THE PLAINTIFF IN INDIA

17. The Plaintiff adopted the trademark Koo along with the birdie device










in the year 2019 and since then has been using it extensively and exclusively for the Koo app. The Plaintiff is the registered proprietor of the trademark KOO in Classes 9, 35, 38, 41 and 42 under application number 4533766 since 17<sup>th</sup> June 2020 with a use claim since 14<sup>th</sup> November 2019. A copy of the registration certificate and extract from the Trademarks Registry website for the Plaintiff's trademark Koo is filed in the present proceedings.

18. Additionally, the Plaintiff also has several trademark applications for

the Koo birdie device marks  and . The details of each of these applications are provided in the table below, which are provided below and the status page of the pending applications of the Plaintiff are filed in the present proceedings.

S. No.	Trademark	Application no.	Class	Application date

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1.		4533767	9,35,38,41,42	17.06.2020
2.		5037804	9,35,38,41,42	09.07.2021
3.		5232016	9	02.12.2021
4.		5232017	35	02.12.2021
5.		5232019	41	02.12.2021
6.		5232020	42	02.12.2021
7.		5232018	38	02.12.2021

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The status page of the above pending applications from the Trademarks Registry website are filed in the present proceedings. The Plaintiff's trademark Koo, Koo Coin along with the birdie device marks are referred to as the Plaintiff's 'Koo trademarks' in the present suit.

19. The Plaintiff owns the domain [www.kooapp.com](http://www.kooapp.com) which has been registered in its favour since October 2019. Extracts from the Whois records for the aforementioned domain names are filed in the present proceedings.
  
20. It is submitted that since the adoption of the trademark 'KOO' in the year 2019, the Plaintiff has invested huge sums of monies in promotion, advertising, and marketing. The advertisements for the Plaintiff's Koo app where the Koo trademarks are seen have been widely and prominently circulated over the digital space. Additionally, the Plaintiff's application under the trademark 'Koo' has been widely published across the country, and globally, in numerous media reports. Additionally, several third parties have written articles about the Plaintiff's Koo app and its outstanding reach and popularity. Extracts of third-party write-ups pertaining to the Plaintiff's Koo app and its operations are filed in the present proceedings.

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## THE GENESIS OF THE PRESENT SUIT

21. That over the last couple of months, the Plaintiff has come across several websites and mobile applications that are using the Plaintiff's registered trademark 'Koo', the birdie device marks and in some instances the Koo Coin mark for a range of similar and allied services in a manner that amounts to both infringement and passing off. That the proliferation of such misuses, especially in relation to the offering of app downloads and crypto currency mining has caused grave concern to the Plaintiff, not merely with the view to secure and enforce its own trademark rights but to protect the interests of consumers who are likely to be defrauded and whose personally identifiable information is likely to be misused by these unscrupulous entities.

## DEFENDANT NOS. 1- 3

22. Defendant No. 1 is operating the website [www.koo.money](http://www.koo.money) which claims to be a block chain based marketplace where buyers and sellers meet to carry out transactions involving digital goods and assets. A perusal of the website reveals that none of the links/ tabs such as "Solutions", "Resources", "Pricing", "Contact Us", "About Us", "Privacy Policy" are working. All the tabs redirect the user back to the homepage. The WhoIs details of Defendant No. 1's website [www.koo.money](http://www.koo.money) are masked, however, the website was registered as

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recently as on 30<sup>th</sup> May, 2022 and Defendant No. 4 is the domain name registrar.

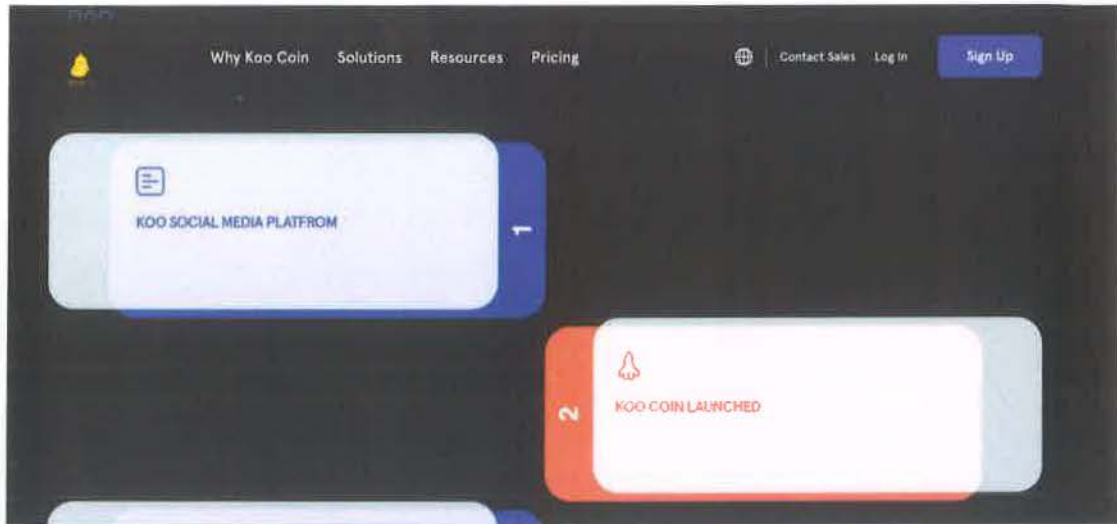
23. A perusal of the homepage reveals that this entity's digital currency is also called Koo Coin, which was released in May, 2022 (subsequent to the Plaintiff) and valued in INR. The screenshot demonstrating this is below:



24. Additionally, Defendant No. 1 claim that they first launched the Koo Social Media Platform and then the Koo Coin. However, Defendant No. 1 does not appear to operate a social media platform at all and it is apparent that it is attempting to portray itself as affiliated to/ connected

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to the Plaintiff. The screenshot from Defendant No. 1's website is below –

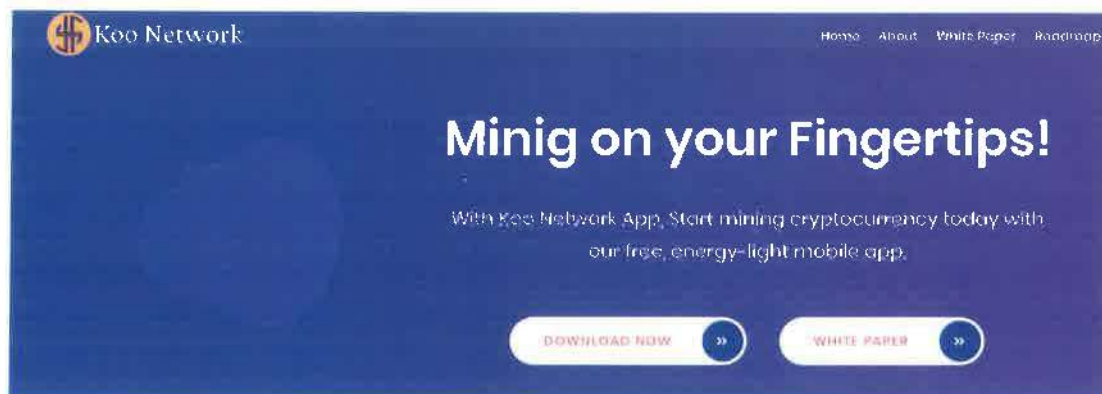


25. From the above, it is apparent that Defendant No. 1 is infringing the Plaintiff's registered trademark Koo as also passing off its services as that of the Plaintiff on account of the use of the Koo Coin and the Koo birdie device. That on account of these acts of Defendant No. 1, the Plaintiff registered several complaints with the National Cyber Crime Reporting Portal, the Ministry of Electronics and Information Technology (MEITY), The Federal Trade Commission etc. in June and July 2022 expressing its concerns as to the illegal acts of Defendant No. 1. Extracts of the complaints are filed in the present proceedings.

26. It is submitted that the Defendant no. 2 is operating its business under the mark Koo Network through the website [www.minekoo.com](http://www.minekoo.com) and the

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mobile app Koo Network. In the whitepaper which is available on this Defendant's website, they claim that "*Koo Network (KOO) is a cryptocurrency assets based on BEP-20*" and they want to make a NFT market platform and also want user to mine their cryptocurrency which they are calling as Koo. A perusal of their website reveals multiple spelling mistakes, which clearly point to the lack of proper due diligence put into creation of the website demonstrates Defendant No. 2's *mala fides* in attempting to lure people into illegal crypto mining and sharing personal financial information. Some screenshots are reproduced below to demonstrate this:



### Download Koo Netowrk App Now

Join the Koo Mining Community & Share with Your Friends. Easily to make your own mining circle.

Download the mobile app to start mining today! Join the beta.

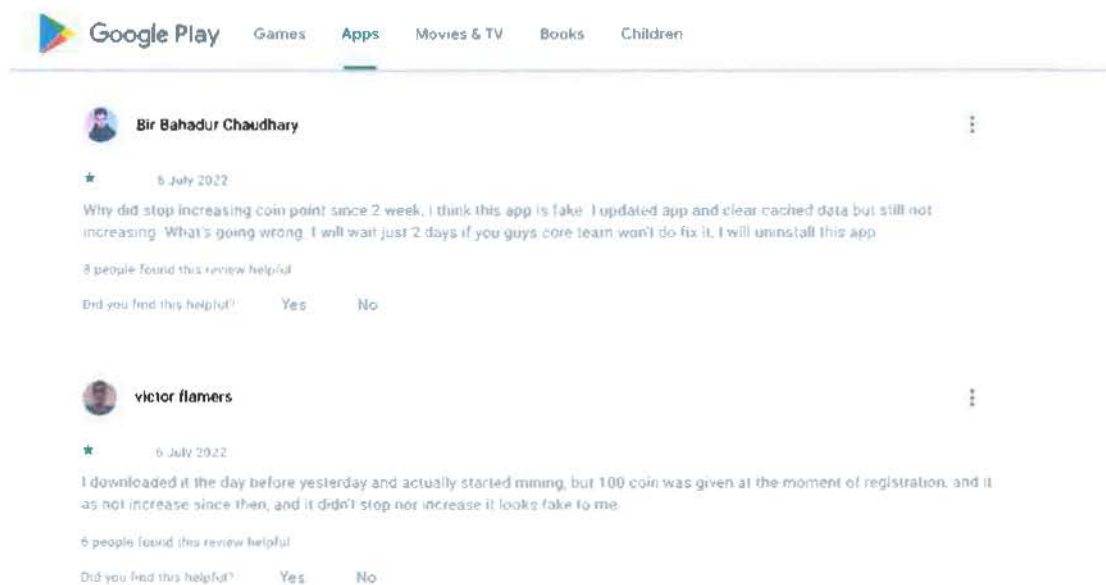
Keep your money! Koo is free. All you need is an invitation from an existing trusted member on the network. If you have an invitation you can download the mobile app below.



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Defendant No. 2's domain [www.minekoo.com](http://www.minekoo.com) was registered on 17<sup>th</sup> February, 2022 and details of the registrant are masked. Defendant No. 4 is the domain name registrar.

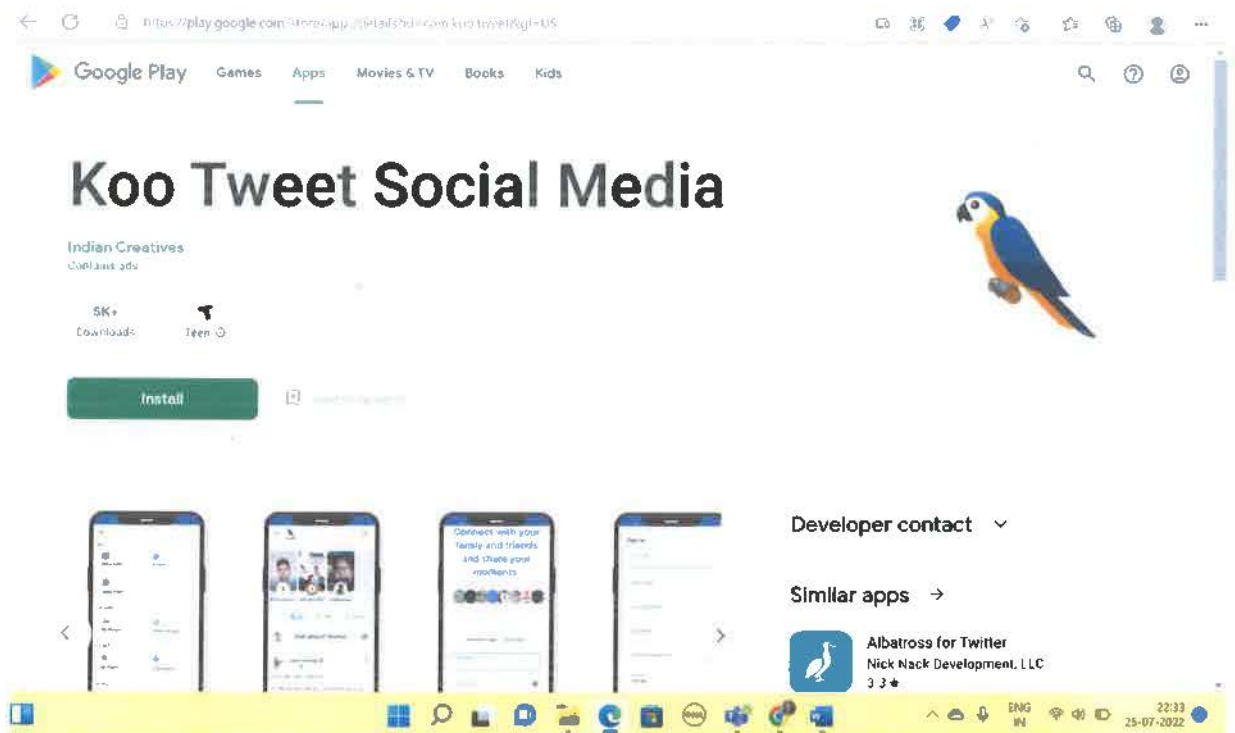
27. Defendant No. 2's impugned mobile app Koo Network is available for download on the Google Play Store and has a low rating of 3.7 stars. A perusal of some of the reviews revealed that people are calling it a fake. Screenshots of the said reviews are below -



The likelihood of association of this app with the Plaintiff in the minds of users is bound to tarnish the impeccable reputation and goodwill that the Plaintiff has built over the last few years.

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28. A perusal of Defendant No. 2's infringing website reveals that they have a Facebook page, a YouTube Channel, an Instagram account, a Telegram channel and a Twitter account as well.
29. That Defendant No. 3 has developed an app "Koo Tweet Social Media", which appears to be a social networking platform. A perusal of the Google Play Store reveals that it was last updated on 4<sup>th</sup> July, 2021 and is currently available for download/ installation.



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**About this app** →

Features on the Koo Tweet app include:

- \* Backup photos by saving them in albums
- \* Follow your favorite artists, websites, and companies to get their latest news
- \* Look up local businesses to see reviews, operation hours, and pictures
- \* Buy and sell locally on Koo Tweet Marketplace...

**Updated on**

4 Jul 2021

Social

Defendant No. 3 is using an identical trademark for similar services as the Plaintiff and is therefore infringing the Plaintiff's registered trademark and attempting to pass off its services as those of the Plaintiff or associated with the Plaintiff. Interestingly, Defendant No. 3 has used a parrot as its device/ logo to create some association with the Plaintiff's birdie device.

Defendant No. 3's details on the Google Play store page reveal the website [www.kootweet.com](http://www.kootweet.com). Currently, there is no content available on the said website. WhoIs records for the website are masked but the website was registered on 18<sup>th</sup> February, 2021 and Defendant No. 4 is the domain name registrar.

30. The impugned apps of Defendant No. 2 and 3 are available for download from a number of third party APK providers and the said list is being filed as Document A to the Plaintiff.

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31. The Plaintiff during their internet research to find the various APKs from which the impugned apps of Defendant No. 2 and 3 could be downloaded, came across a number of third party websites which are also offering for download older versions of the Plaintiff's apps. It is submitted that the authorised and official mode to download the Plaintiff's app Koo is (i) through the Plaintiff's own website [www.kooapp.com](http://www.kooapp.com), (ii) Google Play and (iii) Apple App Store. Any download from other third party websites could be potentially dangerous as they may be patched versions which could act as malware and steal financial information stored on the users phone or could download a virus onto the user's phone/ device. Such acts could lead to tarnishment of the Plaintiff's reputation apart from defrauding customers and causing them immense harm. As these are unauthorised third parties which are making the Plaintiff's APK available for download on unauthorised websites, the Plaintiff additionally seeking a suspension of these unauthorised URLs, a list of which is filed as Document B to the Plaint.

Defendant No. 1 to 3 are cumulatively and collectively infringing the registered trademark of the Plaintiff and attempting to pass off their services as those of the Plaintiff.

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## DEFENDANT No. 4 – GODADDY

32. Defendant No. 4 is the Domain Registrar for Defendant Nos. 1 to 3.

The mala fides of Defendant No. 4 are apparent as it is providing brokerage services to third parties to purchase the Plaintiff's own domain [www.kooapp.com](http://www.kooapp.com) despite not having been authorised by the Plaintiff to make any such offer on its behalf. Defendant No. 4's act of offering brokerage services for the Plaintiff's own domain, for which it charges a fee that is separate from the price of the domain itself and also separate from the commission that is charged on the price of a domain that is successfully acquired, clearly points to Defendant No.4's intention to associate itself with the Plaintiff, independent of its role as a Domain Registrar for Defendant Nos. 1 – 3 and in doing this, Defendant No. 4 is using the Plaintiff's trademark Koo in the course of trade to hold itself out as an agent of the Plaintiff, and thereby deriving unjust commercial benefit. Screenshots of the same are below –

The screenshot shows the GoDaddy website interface. At the top left is the GoDaddy logo. To the right are links for 'Contact Us 24/7', 'Blog', 'Help', and 'Sign In'. A search bar contains 'kooapp.com' with a search icon and a 'Continue to Cart' button. Below the search bar, there are two domain listings:

- kooapp.com**: Labeled 'SOLD OUT TAKEN'. It features a profile picture of a person and a price of ₹ 5,249.00. Below the price is an 'Add to Cart' button.
- kooapp.in**: Labeled 'GREAT ALTERNATIVE'. It features a globe icon and a price of ₹ 149.00. Below the price is an 'Add to Cart' button.

At the bottom right of the screenshot, there is a handwritten signature in blue ink that reads 'Niyati Verma'.



DEFENDANT NOS. 5 – 13 – TELECOM/ INTERNET SERVICE PROVIDERS

33. The Plaintiff has arrayed the various internet and telecom service providers (ISPs) as Defendant Nos. 5 to 13 (hereinafter "the ISPs") in the present suit who are necessary and proper parties, without whom, any order of this Hon'ble Court cannot be effectively implemented. The ISPs impleaded in the present suit are engaged in the business of providing internet and telecommunication services to the public and are the gateways which enable access to the various domains owned by Defendant Nos. 1 to 3 as well as the URLs to download the mobile app of Defendant No. 3. The Plaintiff has impleaded the ISPs to ensure the effective implementation of any relief that this Hon'ble Court may be inclined to grant in favour of the Plaintiff including but not limited to disabling access of the said domains.

DEFENDANT NO. 14 – DEPARTMENT OF TELECOMMUNICATIONS

34. The Plaintiff has impleaded Department of Telecommunications (DoT) as Defendant No. 14 to assist this Hon'ble Court in ensuring compliance with any orders of injunction that this Hon'ble Court may be inclined to grant in favour of the Plaintiff to protect its exclusive rights from being infringed by Defendant Nos. 1 to 3 within the territory of India.

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The limited relief being claimed against the DoT is the issuance of a notification to the internet and telecom service providers registered with it to disable access in India to Defendant No. 1 to 3's current and future domains/websites as also all current and future URLs on third-party websites through which the impugned mobile applications of Defendant Nos. 3 may be downloaded.

35. It is submitted that due to the unique and peculiar nature of websites such as Defendant No. 1 to 3, the anonymity of their registrants, the unstructured nature of the internet, and the ease with which detection can be avoided on the internet, the Plaintiff is compelled to initiate the present suit proceedings without adequate information as to the people responsible for registering these websites and doing business on them. The full particulars of the registrants are also unknown. In view of the above facts and circumstances, the Plaintiff seeks leave of this Hon'ble Court to, *inter alia*, invoke its inherent jurisdiction under Section 151 of the Code of Civil Procedure, 1908 to meet exigencies and also implead other unnamed Defendants in the present suit as and when they become known and are found to be indulging in the same or similar activities through rogue websites/ mobile apps designed to infringe the Plaintiff's rights and/ or defraud users or obtain and thereafter misuse their personal data. The Plaintiff undertakes to identify and implead all

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such entities which are found violating the Plaintiff's Koo trademarks as and when it comes across them. The Plaintiffs has referred/ named all such unknown entities as "John Does" (Defendant No. 15) in the Memo of Parties. The Plaintiff apprehends that in light of the exponential growth of its Koo app, recognition by the Indian government and nature of the services offered by it, websites using the Plaintiff's Koo trademarks are likely to proliferate over the coming months. The Plaintiff, therefore, seeks a dynamic injunction to cover all future domain names/ websites/ mobile apps that misuse the Plaintiff's Koo trademarks.

36. In light of the submissions made hereinbefore, the Plaintiff submits that it has suffered and is likely to suffer incalculable losses, both tangible and intangible to its goodwill and reputation because of the acts of trademark infringement and passing off by the Defendant Nos. 1-4. The exact extent of the infringement and passing off by the Defendant Nos. 1-4 cannot be gauged at the present time, however, the same is being quantified at Rs. 2,00,01,000/- on the basis of the fact that the Plaintiff has suffered and is likely to suffer incalculable losses, both tangible and intangible to its goodwill and reputation on account on account of the acts of trademark infringement, passing off and fraudulent activities of the Defendant Nos. 1-4 including but not limited to loss of reputation

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and goodwill in the Plaintiff's trademark, as also the loss of trust of the users of the Plaintiff's Koo app, as also exemplary damages due to the blatant disregard for the Plaintiff's common law rights and statutory rights.

#### CAUSE OF ACTION

37. The cause of action for the present suit first arose in the month of June 2022 when the Plaintiff first came across Defendant No 1's website which infringed the Plaintiff's Koo trademarks. Subsequently, the Plaintiff came across the domains and mobile application of Defendant No. 2 and 3 respectively. The cause of action is continuous in nature as there is reasonable apprehension that the Defendant Nos 1-4 will continue their unauthorised and infringing activities. The cause of action is a continuous one and will continue to subsist till such time this Hon'ble Court restricts the Defendant Nos. 1-3 along with the John Doe defendants (Defendant No. 15) from indulging in their infringing activities and order that access to the infringing websites and mobile applications be blocked in India. The danger of irreparable harm and damage that will be caused to the Plaintiff's business is imminent. The only efficacious remedy available to the Plaintiff for protection of their rights is an order of injunction that this Hon'ble Court may be pleased to pass.

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## JURISDICTION

38. This Hon'ble Court has the necessary territorial jurisdiction to entertain and try the present action under Section 20 of the Code of Civil Procedure, 1908 by virtue of the fact that the Defendant Nos. 1-3's website are interactive in nature and are not only accessible within the territorial jurisdiction of this Hon'ble Court but also target users in the territory of this Hon'ble Court.

There is no pending litigation between the parties.

## SUIT VALUATION

39. That the suit is valued for the purposes of court fees and jurisdiction in the following manner:

- a) For an order of permanent injunction restraining infringement of the Plaintiff's registered trademark by Defendant Nos. 1 to 3 and 15, the relief is valued for the purpose of Court fees at Rs. 200 and Court fees of Rs. 20 is affixed;
- b) For an order of permanent injunction restraining passing off by Defendant Nos. 1 to 3 and 15, the relief is valued for the purpose of Court fees at Rs. 200 and Court fees of Rs. 20 is affixed;
- c) For an order of permanent injunction restraining infringement of the Plaintiff's registered trademark by Defendant Nos. 4, the

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relief is valued for the purpose of Court fees at Rs. 200 and Court fees of Rs. 20 is affixed;

- d) For an order of permanent injunction restraining passing off by Defendant No. 4, the relief is valued for the purpose of Court fees at Rs. 200 and Court fees of Rs. 20 is affixed;
- e) For an order of blocking the domain names and social media accounts, the relief is valued for the purpose of Court fees at Rs. 200 and Court fees of Rs. 20 is affixed;
- f) For an order directing Defendant No. 4 to remove/ block/ cancel any new domain name incorporating the trademark Koo, the relief is valued for the purpose of Court fees at Rs. 200/- and Court fees of Rs. 20/- is affixed;
- g) For an order directing Defendant No. 4 to provide the complete details of the entities behind the infringing domains, the relief is valued for the purpose of Court fees at Rs. 200/- and Court fees of Rs. 20/- is affixed;
- h) For an order of damages, the relief is valued for the purposes of court fees and jurisdiction at Rs. 2,00,01,000/- and accordingly, the Court fees is Rs. 1,97,593/-.
- i) For an order for rendition of accounts of profits earned by the Defendants, the relief is valued for the purpose of Court fee and jurisdiction at Rs. 200/- and court fee of Rs. 20/- is affixed.

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- j) For an order of actuals cost spent by the Plaintiff, the relief is valued for the purpose of Court fee and jurisdiction at Rs. 200/- and court fee of Rs. 20/- is affixed.

Thus, the present is valued at Rs. 2,00,02,800/- and Court fees of Rs. 2,02,000/- is affixed.

#### PRAYER

40. In light of the foregoing, it is respectfully prayed that this Hon'ble Court may be pleased to issue: -

- i. An order for permanent injunction restraining Defendant Nos. 1 to 3 and 15 (such other websites/ mobile applications/ entities which are discovered during the course of the proceedings to be engaged in infringing the Plaintiff's trademark Koo) their owners, proprietors, employees, partners, representatives and/or others acting for and on their behalf from using the trademark Koo or any deceptively similar variant thereof, or in any manner amounting to infringement;
- ii. A decree of permanent injunction restraining Defendant Nos. 1 to 3 and 15 (and such other websites/ mobile applications/ entities which are discovered during the course of the proceedings to be engaged in passing off the Plaintiff's Koo trademarks as mentioned in paragraph 18), their owners,

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- proprietor, employees, partners, representatives and/or others acting for and on their behalf from using the Koo trademarks or any deceptively similar variant thereof, in any manner thus amounting to passing off their services as those of the Plaintiff;
- iii. A decree of permanent injunction restraining Defendant No. 4 its directors, partners, proprietors, officers, affiliates, servants, employees, and all others in capacity of principal or agent acting for and, on their behalf, or anyone claiming through, by or under it from offering brokerage services in respect of the Plaintiff's domain [www.kooapp.com](http://www.kooapp.com) or in any other manner infringing the Plaintiff's rights in the trademark Koo;
- iv. An order directing Defendant No. 4, its directors, partners, proprietors, officers, affiliates, servants, employees, and all others in capacity of principal or agent acting for and, on their behalf, or anyone claiming through, by or under it to permanently block the domain names registered by Defendant Nos 1 to 3 being [www.koo.money](http://www.koo.money), [www.minekoo.com](http://www.minekoo.com), and [www.kootweet.com](http://www.kootweet.com) (and other such domain names which are discovered during the proceedings to have been engaging in carrying out infringement of the Plaintiff's Koo trademark) as also disclose the contact particulars and KYC details of the registrants;

Niyal Verma



- v. An order directing the Defendant Nos. 5-13 to permanently block access to the websites/mobiles applications and URLs mentioned in Document A and B and other such websites/mobiles applications/ URLs which are discovered during the proceedings to be violating the Plaintiff's rights in the Koo trademarks.
- vi. An order directing Defendant No. 14 to issue a notification calling upon Defendant Nos. 5-13 to block access to the websites of Defendant Nos. 1 to 3 being [www.koo.money](http://www.koo.money), [www.minekoo.com](http://www.minekoo.com), and [www.kootweet.com](http://www.kootweet.com) and the URLs in Document A and B and other such other websites/ mobile applications/ URLs that may subsequently be notified by the Plaintiff that may be infringing of the Plaintiff's KOO trademark.
- vii. An order directing Defendant No. 2 to permanently take down its social media pages/ channels/ accounts, including but not limited to the ones listed below:
- Facebook- <https://www.facebook.com/kooNetworks>,
  - Twitter - [https://twitter.com/koo\\_network](https://twitter.com/koo_network),

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- YouTube -  
<https://www.youtube.com/channel/UC9XIh6cugvr1o4puf6i4IRA>,
- Telegram - [https://t.me/koo\\_Network](https://t.me/koo_Network)
- Instagram -  
[https://instagram.com/koo\\_network?igshid=YmMyMTA2M2Y=](https://instagram.com/koo_network?igshid=YmMyMTA2M2Y=)

- viii. An order for rendition of accounts of profits illegally earned by Defendant Nos. 1-3 and 4 and such other websites and mobile applications subsequently identified as being infringing websites and mobile applications, respectively, on account of their infringing activities and a decree for the said amount so found in favour of the Plaintiff.
- ix. An order for damages in the sum of Rs, 2,00,01,000/- in favour of the Plaintiff and against Defendant Nos. 1-4 on account of the unauthorized use of the impugned mark and a decree for the said amount be passed in favour of the Plaintiff;
- x. An order for actual and full costs of the present proceedings against Defendant Nos. 1-4 in favour of the Plaintiff.
- xi. Any other Order(s) as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

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Plaintiff

Through

Niyati Verma  
Authorised Signatory

Through



Fidus Law Chambers

F-12, Ground Floor,

Sector 8, Noida- 201301

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(Advocates for the Plaintiff)

**VERIFICATION**

I, Niyati Verma, do hereby verify that the contents of paragraph 2, 3, 5 to 7, 9 to 20, 22 to 24, 26, 31 of the Plaint are true to my knowledge as well as based on information derived from the records of the Plaintiff. The contents of paragraphs 1, 4 to 8, 21, 25, 28, 29, 31 to 39 are based on legal advice received and believed to be true. Paragraph 40 is the prayer before this Hon'ble Court.

Verified at New Delhi on this ~~27~~<sup>28</sup> day of July 2022.

*Niyati Verma*

Niyati Verma  
Authorised Signatory

IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

CODE NO. 36017

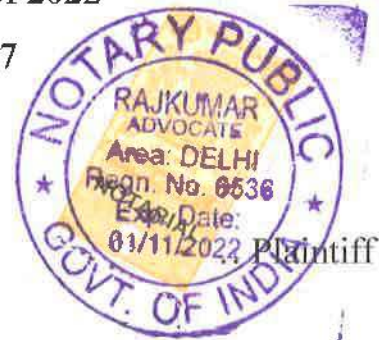
IN THE MATTER OF:

Bombinate Technologies Private Limited

Versus

Koo Coin & Ors.

... Defendants



STATEMENT OF TRUTH

(Under the First Schedule, Order VI-Rule 15A and Order X-Rule 1)

STATEMENT OF TRUTH BY Niyati Verma, constituted attorney of the Plaintiff.

I, the deponent above named, do hereby solemnly affirm and declare as under:

I am Niyati Verma, D/o Mr. Rajeshwar Prasad, aged about 35 years, R/o of B-18, Sector 53, Noida – 201301 (presently in Delhi), am the authorized signatory of the Plaintiff in the above suit and am competent to swear this affidavit.

I am sufficiently conversant with the facts of the case and have also examined all relevant documents and records in relation thereto.

- I say that the statements made in paragraphs paragraph 2, 3, 5 to 7, 9 to 20, 22 to 24, 26, 31 of the Plaint are true to my knowledge as well as based on information derived from the records of the Plaintiff. The contents of paragraphs 1, 4 to 8, 21, 25, 28, 29, 31 to 39 are based on legal advice received and believed to be true. Paragraph 40 is the prayer clause.

*Niyati Verma*



4. I say that there is no false statement or concealment of any material fact, document or record and I have included information that is according to me, relevant for the present suit.
5. I say that all documents which are in the power, possession, control or custody of the Plaintiff, pertaining to the facts and circumstances of the proceedings initiated by the Plaintiff have been disclosed and copies thereof annexed with the list of documents filed by the Plaintiff, and that the Plaintiff do not have any other documents in its power, possession, control or custody.
6. I say that the above-mentioned pleading comprises of a total of 31 pages, each of which have been signed by me.
7. I state that the documents annexed with the list of documents are true copies of the documents referred to and relied upon by me.
8. I say that I am aware that for any false statement of concealment, I shall be liable for action taken against me under the law.

Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

*Niyati Verma*  
DEPONENT

#### VERIFICATION

The statements made above are true to my knowledge.

Verified at New Delhi on this 27<sup>th</sup> July, 2022.



ATTESTED

*R*  
NOTARY PUBLIC DELHI  
GOVT. OF NOT OF DELHI

*Niyati Verma*  
DEPONENT

27 JUL 2022

## IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

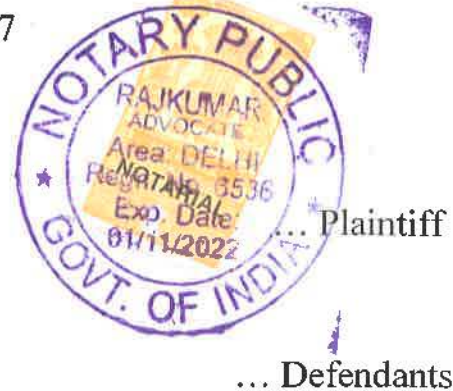
CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

Versus

Koo Coin &amp; Ors.

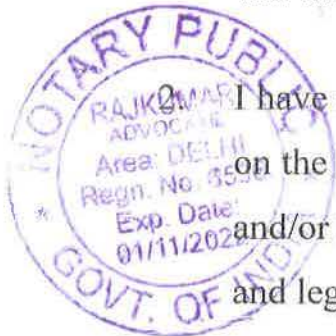


... Defendants

Affidavit of Niyati Verma, D/o Mr. Rajeshwar Prasad, aged about 35 years, R/o of B-18, Sector 53, Noida – 201301 (presently in Delhi).

I, the above-named deponent, do hereby solemnly affirm and declare as under:

1. I am the authorized signatory of the Plaintiff and am competent to swear this affidavit.



2. I have read the contents of the accompanying Plaintiff which has been drafted on the basis of my instructions and say that same are true to my knowledge and/or based upon the records maintained by the Plaintiff and/or information and legal advice believed to be true.

3. The contents of the accompanying Plaintiff may be read as part and parcel of my affidavit as if the same were specifically dealt with and sworn herein and are not repeated for the sake of brevity.

*Niyati Verma*  
DEPONENT

VERIFICATION:

Verified at New Delhi on this 27<sup>th</sup> July 2022 that the contents of my said affidavit are true to my knowledge and nothing material or relevant has been concealed therefrom.

*Niyati Vema*

DEPONENT



**ATTESTED**

NOTARY PUBLIC DELHI  
GOVT. OF NCT OF DELHI

27 JUL 2022



**DOCUMENT A**

<b>Koo Tweet Social Media – Defendant No. 2</b>	
<b>S. No.</b>	<b>Infringing URLs</b>
1.	<a href="https://apkfun.com/KooTweet-Social-Media.html">https://apkfun.com/KooTweet-Social-Media.html</a>
2.	<a href="https://m.apkpure.com/koo-tweet-social-media/com.koo.tweet">https://m.apkpure.com/koo-tweet-social-media/com.koo.tweet</a>
3.	<a href="https://apktume.com/android/us/app/com.koo.tweet/">https://apktume.com/android/us/app/com.koo.tweet/</a>
4.	<a href="https://steprimo.com/android/us/app/com.koo.tweet/Koo-Tweet-Social-Media/">https://steprimo.com/android/us/app/com.koo.tweet/Koo-Tweet-Social-Media/</a>
5.	<a href="https://www.9apps.com/android-apps/com-koo-tweet/">https://www.9apps.com/android-apps/com-koo-tweet/</a>
6.	<a href="https://apkcombo.com/koo-tweet-social-media/com.koo.tweet/">https://apkcombo.com/koo-tweet-social-media/com.koo.tweet/</a>
7.	<a href="https://apkzz.com/koo-tweet-social-media-apk-update-unlocked/">https://apkzz.com/koo-tweet-social-media-apk-update-unlocked/</a>
8.	<a href="https://napkforpc.com/hi/apk/com.koo.tweet/">https://napkforpc.com/hi/apk/com.koo.tweet/</a>
9.	<a href="https://apk.tools/details-kootweet-social-media-4cb320da5a8c359d1ff88b89e1e8014d-apk/">https://apk.tools/details-kootweet-social-media-4cb320da5a8c359d1ff88b89e1e8014d-apk/</a>
10.	<a href="https://apk.tools/details-kootweet-indian-social-media-apk/">https://apk.tools/details-kootweet-indian-social-media-apk/</a>
11.	<a href="https://apkpure.com/id/koo-tweet-social-media/com.koo.tweet">https://apkpure.com/id/koo-tweet-social-media/com.koo.tweet</a>
12.	<a href="https://apk-dl.com/indian-creativeskoo-know-what39s-happening/com.koo.tweet">https://apk-dl.com/indian-creativeskoo-know-what39s-happening/com.koo.tweet</a>
13.	<a href="https://a2zapk.com/apk/com.koo.tweet.html">https://a2zapk.com/apk/com.koo.tweet.html</a>
14.	<a href="https://appagg.com/android/social/koo-tweet-social-media-35955124.html?hl=en">https://appagg.com/android/social/koo-tweet-social-media-35955124.html?hl=en</a>
15.	<a href="https://chipapk.com/app/10370898/">https://chipapk.com/app/10370898/</a>
16.	<a href="https://apkflash.com/apk/app/com.koo.tweet/koo-tweet-social-media">https://apkflash.com/apk/app/com.koo.tweet/koo-tweet-social-media</a>
17.	<a href="https://apkpure.com/koo-tweet-social-media/com.koo.tweet">https://apkpure.com/koo-tweet-social-media/com.koo.tweet</a>
18.	<a href="https://m.apkpure.com/jp/koo-tweet-social-media/com.koo.tweet">https://m.apkpure.com/jp/koo-tweet-social-media/com.koo.tweet</a>
19.	<a href="https://www.ipingguoyuan.com/app/com.koo.tweet">https://www.ipingguoyuan.com/app/com.koo.tweet</a>

<b>KOO Network – Defendant No. 3</b>	
<b>S. No.</b>	<b>Infringing URLs</b>
1.	<a href="https://m.apkpure.com/koo-network/com.mine.koo">https://m.apkpure.com/koo-network/com.mine.koo</a>
2.	<a href="https://koo-network.en.softonic.com/android">https://koo-network.en.softonic.com/android</a>
3.	<a href="https://apkcombo.com/koo-network/com.mine.koo/">https://apkcombo.com/koo-network/com.mine.koo/</a>
4.	<a href="https://apktume.com/android/us/app/com.mine.koo/">https://apktume.com/android/us/app/com.mine.koo/</a>
5.	<a href="https://steprimo.com/android/us/app/com.mine.koo/Koo-Network/">https://steprimo.com/android/us/app/com.mine.koo/Koo-Network/</a>
6.	<a href="https://www.9apps.com/android-apps/com-mine-koo/">https://www.9apps.com/android-apps/com-mine-koo/</a>
7.	<a href="https://napkforpc.com/apk/com.mine.koo/">https://napkforpc.com/apk/com.mine.koo/</a>
8.	<a href="https://apk.tools/details-koo-network-402f5f1cb72d6405b09e764eeca9f352-apk/">https://apk.tools/details-koo-network-402f5f1cb72d6405b09e764eeca9f352-apk/</a>
9.	<a href="https://apksos.com/app/com.mine.koo">https://apksos.com/app/com.mine.koo</a>
10.	<a href="https://apkaio.com/app/com.mine.koo">https://apkaio.com/app/com.mine.koo</a>
11.	<a href="https://apkpure.com/id/koo-network/com.mine.koo">https://apkpure.com/id/koo-network/com.mine.koo</a>
12.	<a href="https://vnmod.net/app/koo-network-mod-hack/">https://vnmod.net/app/koo-network-mod-hack/</a>
13.	<a href="https://apkmodfree.com/koo-network-mod-apk-unlimited-android/">https://apkmodfree.com/koo-network-mod-apk-unlimited-android/</a>
14.	<a href="https://appagg.com/android/social/koo-network-37031955.html?hl=en">https://appagg.com/android/social/koo-network-37031955.html?hl=en</a>
15.	<a href="https://freeroid.com/details.php?id=com.vlv.aravali">https://freeroid.com/details.php?id=com.vlv.aravali</a>
16.	<a href="https://apkflash.com/apk/app/com.mine.koo/koo-network">https://apkflash.com/apk/app/com.mine.koo/koo-network</a>
17.	<a href="https://apkdl.in/app/details?id=com.mine.koo">https://apkdl.in/app/details?id=com.mine.koo</a>
18.	<a href="https://apkgk.com/com.mine.koo">https://apkgk.com/com.mine.koo</a>
19.	<a href="https://www.100modapk.com/com.mine.koo/koo-network-mod/">https://www.100modapk.com/com.mine.koo/koo-network-mod/</a>
20.	<a href="https://id.vnmod.net/app/koo-network-hackmod/">https://id.vnmod.net/app/koo-network-hackmod/</a>

**DOCUMENT B**

<b><u>Infringing URLs for the Plaintiff's Koo App</u></b>	
<b>S. No.</b>	<b>Unauthorised URLs</b>
1.	<a href="https://www.apktoy.com/koo/com.koo.app">https://www.apktoy.com/koo/com.koo.app</a>
2.	<a href="https://koo-koo-india.en.aptoide.com/app">https://koo-koo-india.en.aptoide.com/app</a>
3.	<a href="https://apkresult.com/en/koo-app-apk">https://apkresult.com/en/koo-app-apk</a>
4.	<a href="https://apktume.com/android/us/app/com.koo.app/">https://apktume.com/android/us/app/com.koo.app/</a>
5.	<a href="https://www.malavida.com/en/soft/koo/android/#gref">https://www.malavida.com/en/soft/koo/android/#gref</a>
6.	<a href="https://www.apkmonk.com/app/com.koo.app/">https://www.apkmonk.com/app/com.koo.app/</a>
7.	<a href="https://koo.en.softonic.com/android">https://koo.en.softonic.com/android</a>
8.	<a href="https://apkfun.com/Koo-The-Voice-of-India-in-Indian-Languages-Koo.html">https://apkfun.com/Koo-The-Voice-of-India-in-Indian-Languages-Koo.html</a>
9.	<a href="https://m.apkpure.com/koo-know-what-s-happening/com.koo.app">https://m.apkpure.com/koo-know-what-s-happening/com.koo.app</a>
10.	<a href="https://apkcombo.com/koo-know-what-s-happening/com.koo.app/">https://apkcombo.com/koo-know-what-s-happening/com.koo.app/</a>
11.	<a href="https://www.luckymodapk.com/koo-know-whats-happening-mod/com.koo.app/">https://www.luckymodapk.com/koo-know-whats-happening-mod/com.koo.app/</a>
12.	<a href="https://koo.en.uptodown.com/android">https://koo.en.uptodown.com/android</a>
13.	<a href="https://happymod.com/koo-connect-with-people-mod/com.koo.app/">https://happymod.com/koo-connect-with-people-mod/com.koo.app/</a>
14.	<a href="https://apkepic.com/es/koo-app-apk">https://apkepic.com/es/koo-app-apk</a>
15.	<a href="https://www.happymod.cloud/koo-connect-with-people/com.koo.app/">https://www.happymod.cloud/koo-connect-with-people/com.koo.app/</a>
16.	<a href="https://www.9apps.com/android-apps/Koo:-Follow-Interesting-Indians-In-10-Languages/">https://www.9apps.com/android-apps/Koo:-Follow-Interesting-Indians-In-10-Languages/</a>
17.	<a href="https://rtxkeeda.com/Android/1211014-koo-connect-with-people-0-97-5.html">https://rtxkeeda.com/Android/1211014-koo-connect-with-people-0-97-5.html</a>
18.	<a href="https://steprimo.com/android/us/app/com.koo.app/Koo-Follow-Interesting-Indians-In-10-Languages/">https://steprimo.com/android/us/app/com.koo.app/Koo-Follow-Interesting-Indians-In-10-Languages/</a>
19.	<a href="https://apk-gold.com/koo-koo-tv/">https://apk-gold.com/koo-koo-tv/</a>
20.	<a href="https://apkfab.com/koo-connect-with-people/com.koo.app">https://apkfab.com/koo-connect-with-people/com.koo.app</a>
21.	<a href="https://www.9apps.com/android-apps/com-fstkoogide-fstkootips/">https://www.9apps.com/android-apps/com-fstkoogide-fstkootips/</a>
22.	<a href="https://www.9apps.com/android-apps/com-Lenka Alsbrooks-Koo indias social/">https://www.9apps.com/android-apps/com-Lenka Alsbrooks-Koo indias social/</a>
23.	<a href="https://www.9apps.com/android-apps/com-sabyan-kooapp/">https://www.9apps.com/android-apps/com-sabyan-kooapp/</a>
24.	<a href="https://napkforpc.com/apk/com.koo.app/">https://napkforpc.com/apk/com.koo.app/</a>
25.	<a href="https://apk.tools/details-koo-the-voice-of-india-in-indian-languages-apk/">https://apk.tools/details-koo-the-voice-of-india-in-indian-languages-apk/</a>
26.	<a href="https://apkpure.com/id/koo-know-what-s-happening/com.koo.app">https://apkpure.com/id/koo-know-what-s-happening/com.koo.app</a>
27.	<a href="https://apk-dl.com/koo-india/com.koo.app">https://apk-dl.com/koo-india/com.koo.app</a>

28.	<a href="https://apk-dl.com/koo-know-whats-happening/com.koo.app">https://apk-dl.com/koo-know-whats-happening/com.koo.app</a>
29.	<a href="https://popularapk.com/koo-apk/">https://popularapk.com/koo-apk/</a>
30.	<a href="https://apkpuff.com/koo-mod-apk/">https://apkpuff.com/koo-mod-apk/</a>
31.	<a href="https://android25.com/koo-mod-apk/">https://android25.com/koo-mod-apk/</a>
32.	<a href="https://a2zapk.com/1211014-koo-connect-with-people-0-97-5-a2z.html">https://a2zapk.com/1211014-koo-connect-with-people-0-97-5-a2z.html</a>
33.	<a href="https://a2zapk.com/981248-koo-connect-with-indians-in-indian-languages-0-0-55-a2z.html">https://a2zapk.com/981248-koo-connect-with-indians-in-indian-languages-0-0-55-a2z.html</a>
34.	<a href="https://a2zapk.com/925671-koo-follow-interesting-indians-in-10-languages-0-0-48-a2z.html">https://a2zapk.com/925671-koo-follow-interesting-indians-in-10-languages-0-0-48-a2z.html</a>
35.	<a href="https://a2zapk.com/789640-koo-kannada-news-kannada-news-discussions-0-0-25-a2z.html">https://a2zapk.com/789640-koo-kannada-news-kannada-news-discussions-0-0-25-a2z.html</a>
36.	<a href="https://www.modapkdown.com/com.kuuapp.socialmediaappguide/download-apk.html">https://www.modapkdown.com/com.kuuapp.socialmediaappguide/download-apk.html</a>
37.	<a href="https://baixarapk.gratis/en/app/1515425674/koo-connect-with-people">https://baixarapk.gratis/en/app/1515425674/koo-connect-with-people</a>
38.	<a href="https://androidiapk.com/0-95-7/">https://androidiapk.com/0-95-7/</a>
39.	<a href="https://apkexite.com/koo-the-voices-of-india-mods-apk-0-0-78/">https://apkexite.com/koo-the-voices-of-india-mods-apk-0-0-78/</a>
40.	<a href="https://filehippo.com/android/download_koo/">https://filehippo.com/android/download_koo/</a>
41.	<a href="https://appagg.com/android/news-magazines/koo-know-whats-happening-33902030.html?hl=en">https://appagg.com/android/news-magazines/koo-know-whats-happening-33902030.html?hl=en</a>
42.	<a href="https://apkalso.com/koo/">https://apkalso.com/koo/</a>
43.	<a href="https://freeroid.com/details.php?id=com.koo.app">https://freeroid.com/details.php?id=com.koo.app</a>
44.	<a href="https://ccm.net/downloads/communication/8117-koo/">https://ccm.net/downloads/communication/8117-koo/</a>
45.	<a href="https://apkaio.com/app/com.koo.app">https://apkaio.com/app/com.koo.app</a>
46.	<a href="https://www.apkfollow.com/app/koo-know-what-s-happening/com.koo.app/">https://www.apkfollow.com/app/koo-know-what-s-happening/com.koo.app/</a>
47.	<a href="https://apkdownload.com/down_Koo-Know-What-u0027s-Happening/com.koo.app.html">https://apkdownload.com/down_Koo-Know-What-u0027s-Happening/com.koo.app.html</a>
48.	<a href="https://apkflash.com/apk/app/com.koo.app/koo-know-what-s-happening">https://apkflash.com/apk/app/com.koo.app/koo-know-what-s-happening</a>
49.	<a href="https://www.androidout.com/item/android-apps/1119575/koo-kannada-news-kannada-news-discussions/">https://www.androidout.com/item/android-apps/1119575/koo-kannada-news-kannada-news-discussions/</a>
50.	<a href="https://www.androidfreeware.net/download-com-koo-app.html">https://www.androidfreeware.net/download-com-koo-app.html</a>
51.	<a href="https://apkdl.in/app/details?id=com.koo.app">https://apkdl.in/app/details?id=com.koo.app</a>
52.	<a href="https://apks.info/af/app/com.koo.app">https://apks.info/af/app/com.koo.app</a>
53.	<a href="https://downloads.digitaltrends.com/koo/ios">https://downloads.digitaltrends.com/koo/ios</a>

54.	<a href="https://appszx.com/koo-app-download/">https://appszx.com/koo-app-download/</a>
55.	<a href="https://apkpure.com/koo-know-what-s-happening/com.koo.app">https://apkpure.com/koo-know-what-s-happening/com.koo.app</a>
56.	<a href="https://apksos.com/app/com.koo.app">https://apksos.com/app/com.koo.app</a>
57.	<a href="https://happymod.com/koo-where-people-talk-mod/com.workrocks.cuckoo/original-download.html">https://happymod.com/koo-where-people-talk-mod/com.workrocks.cuckoo/original-download.html</a>
58.	<a href="https://apkperfect.com/hi/koo-apk-connect-with-people/">https://apkperfect.com/hi/koo-apk-connect-with-people/</a>
59.	<a href="https://www.apkmodgame.org/app/koo-connect-with-people">https://www.apkmodgame.org/app/koo-connect-with-people</a>
60.	<a href="https://mobiletech360.co/Apps/koo-connect-with-people-apk-0-95-9-download-109084/">https://mobiletech360.co/Apps/koo-connect-with-people-apk-0-95-9-download-109084/</a>
61.	<a href="https://apkhaier.com/koo-connect-with-people/">https://apkhaier.com/koo-connect-with-people/</a>
62.	<a href="https://apksshare.com/koo-connecting-people-apk-mod-download-0-0-85/">https://apksshare.com/koo-connecting-people-apk-mod-download-0-0-85/</a>
63.	<a href="https://eiblogs.com/koo-2/">https://eiblogs.com/koo-2/</a>
64.	<a href="https://apklade.com/koo-follow-top-indians-news-in-indian-languages-0-0-43-premium-cracked/">https://apklade.com/koo-follow-top-indians-news-in-indian-languages-0-0-43-premium-cracked/</a>

## IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited ... Plaintiff

Versus

Koo Coin &amp; Ors. ... Defendants

## LIST OF RELIANCE FILED BY THE PLAINTIFF

S. No.	Particulars
1.	Records of Intellectual Property Office pertaining to the Plaintiff's Trademarks registration and applications.
2.	Records illustrating the Plaintiff Company's annual returns, functioning, incorporation, etc.
3.	Records of the Plaintiff with respect to their use of their registered and unregistered trademarks and the goodwill and reputation subsisting in the same.
4.	Such other documents, reliance on which may be found necessary after the issues are settled between the parties hereinabove.


Dated: 27<sup>th</sup> July 2022

Place: New Delhi

Shwetasree Majumder/ Prithvi Singh

Fidus Law Chambers

Advocates for the Plaintiff

F-12, Ground Floor, Sector 8,

Noida, Uttar Pradesh 201301

[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)

Contact: 9911167179

GOVERNMENT OF NCT OF DELHI  
e-Court Fee

JU 0000333812



DATE & TIME :	28-JUL-2022 14:09:26
NAMES OF THE ACC/ REGISTERED USER :	SHCIL
LOCATION :	DELHI HIGH COURT
NAME OF LITIGANT :	BOMBINATE TECHNOLOGIES PRIVATE LIMITED
e-COURT RECEIPT NO :	DLCT2833G2215N335
e-COURT FEE AMOUNT :	₹ 202000 ( Rupees Two Lakh Two Thousand Only)



DLCT2833G2215N335

Statutory Alert : The authenticity of this e-Court fee receipt should be verified at [www.shcilestamp.com](http://www.shcilestamp.com) . Any discrepancy in the details on this receipt and as available on the website renders it invalid. In case of any discrepancy please inform the Competent Authority. This receipt is valid only after verification & locking by the Court Official.

GOVERNMENT OF NCT OF DELHI  
e-Court Fee

JU 0000333818



DATE & TIME :	28-JUL-2022 14:33:20
NAMES OF THE ACC/ REGISTERED USER :	SHCIL
LOCATION :	DELHI HIGH COURT
NAME OF LITIGANT :	BOMBINATE TECHNOLOGIES PRIVATE LIMITED
e-COURT RECEIPT NO :	DLCT2816G2233O815
e-COURT FEE AMOUNT :	₹ 1000 ( Rupees One Thousand Only)



DLCT2816G2233O815

Statutory Alert : The authenticity of this e-Court fee receipt should be verified at [www.shcilestamp.com](http://www.shcilestamp.com) . Any discrepancy in the details on this receipt and as available on the website renders it invalid. In case of any discrepancy please inform the Competent Authority. This receipt is valid only after verification & locking by the Court Official.



IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

... Plaintiff

Versus

Koo Coin & Ors.

... Defendants

CERTIFICATE

It is hereby certified that the documents/copies of the documents being filed herewith are authentic and true copies of the same.



Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiff  
F-12, Ground Floor, Sector 8,  
Noida, Uttar Pradesh 201301  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)  
Contact: 9911167179

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

C.S. (COMM) No. of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

... Plaintiff

Versus


Koo Coin & Ors.

... Defendants

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2.	Application under Order XXXIX Rules 1 & 2 Read with Section 151 Code of Civil Procedure, 1908 along with supporting Affidavit	2 - 16
3.	Application under Order XI Rule I (4) (as amended by the Commercial Court Act, 2015) read with Section 151 Code of Civil Procedure, 1908 along with supporting Affidavit	17 - 20
4.	Application under Section 151 Code of Civil Procedure, 1908 seeking exemption from filing originals, clear copies and documents with proper margins along with supporting Affidavit	21 - 25
5.	Application under Section 151 Code of Civil Procedure, 1908 seeking exemption from advance service to the Defendant No 1 to 3.	26-29

Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

  
Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiff  
F-12, Ground Floor, Sector 8,  
Noida, Uttar Pradesh 201301  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)  
Contact: 9911167179

## IN THE HIGH COURT OF DELHI AT NEW DELHI

*(Ordinary Original Civil Jurisdiction)*

IA No. \_\_\_\_\_ OF 2022

IN

CS (COMM) No. \_\_\_\_\_ OF 2022

IN THE MATTER OF:

Bombinate Technologies Private Limited



... Plaintiff

Versus

Koo Coin and Ors.



... Defendants


**APPLICATION UNDER ORDER 39 RULE 1 AND 2 READ WITH  
SECTION 151 OF THE CODE OF CIVIL PROCEDURE 1908**







1. The Plaintiff has filed the present suit for permanent injunction restraining infringement of trademark, passing off, unfair trade practices, damages, rendition of accounts of profits, etc. The same is pending before this Hon'ble Court and the plaint may be kindly referred to.
2. The present action concerns the Plaintiff's trademark rights in Koo, Koo Coin, the birdie devices (  and  ), which are used for their micro-blogging platform / application (hereinafter 'The Koo app').
3. The Plaintiff is the parent company of the mobile applications, 'Vokal' and

‘Koo’, which are popular social media platforms/ applications. Vokal, founded in 2017, is a voice-based knowledge sharing platform focussed on enabling access to knowledge in vernacular languages by inviting the brightest minds in India to answer questions. ‘Koo’, founded by Aprameya Radhakrishna and Mayank Bidawatka in 2019, is a multilingual personal news updates and opinion sharing micro-blogging platform, made in India.

4. The Plaintiff owns the domain [www.kooapp.com](http://www.kooapp.com) and the same was registered on 29<sup>th</sup> October 2019. The Plaintiff is the registered proprietor of the trademark KOO in Classes 9, 35, 38, 41 and 42 under application number 4533766 since 17<sup>th</sup> June 2020 with a use claim since 14<sup>th</sup> November 2019. The Plaintiff also has several trademark applications for the Koo

birdie device marks  and . The details of each of these applications are provided in the table below:

S. No.	Trademark	Application no.	Class	Application date
1.		4533767	9,35,38,41,42	17.06.2020

2.		5037804	9,35,38,41,42	09.07.2021
3.		5232016	9	02.12.2021
4.		5232017	35	02.12.2021
5.		5232019	41	02.12.2021
6.		5232020	42	02.12.2021
7.		5232018	38	02.12.2021

The Plaintiff's trademark Koo, Koo Coin along with the birdie device marks are referred to as the Plaintiff's 'Koo trademarks' in the present application.

5. The popularity of the Koo App is evidenced by the fact that famous

personalities such as Anil Kumble, Ashish Vidyarthi, Sadhguru, Unions Ministers Ravi Shankar Prasad and Piyush Goyal, Karnataka Chief Minister BS Yediyurappa, Ministry of Home Affairs, Ministry of Railways, Ministry of Law and Justice, Common Services Centre, Digital India, Digi Locker, India Post, National Informatics Centre (NIC), National Institute of Electronics & Information Technology (NIELIT), MeitY, MyGov, Software Technology Parks of India (STPI), and Cabinet Minister Piyush Goyal are its users. Additionally, the Plaintiff's application under the trademark 'Koo' has been widely published across the country, and globally, in numerous media reports

6. The Plaintiff launched the Koo Coin, a loyalty reward program on the Koo app for all its active users. The Koo app rewards its users with Koo Coins if they check-in into the Koo app at least once, for 10 minutes, each day. The 'Koo Coins' can be redeemed by a user by linking their UPI. The redemption value of a Koo Coin to cash is determined as 100 Koo Coins = INR 1.00.
7. That the Plaintiff came across several websites and mobile applications that use the Plaintiff's registered trademark 'Koo', the birdie device marks and in some instances the Koo Coin mark for a range of similar and allied services in a manner that amounts to both infringement and passing off. Such misuses, especially in relation to the offering of app downloads and

crypto currency mining has caused grave concern to the Plaintiff, not merely with the view to secure and enforce its own trademark rights but to protect the interests of consumers who are likely to be defrauded and whose personally identifiable information is likely to be misused by these unscrupulous entities.

8. That Defendant No. 1 operates the website [www.koo.money](http://www.koo.money) which claims to be a blockchain based marketplace where buyers and sellers meet to carry out transactions involving digital goods and assets. A perusal of the website's homepage reveals that Defendant No.1's digital currency is also called Koo Coin, which was released in May 2022 (subsequent to the Plaintiff) and valued in INR. That the Plaintiff filed several complaints with the National Cyber Crime Reporting Portal, the Ministry of Electronics and Information Technology (MEITY), The Federal Trade Commission etc. in June and July 2022 expressing its concerns as to the illegal acts of Defendant No. 1.
  
9. That Defendant no. 2 is operating its business under the mark Koo Network through the website [www.minekoo.com](http://www.minekoo.com) and the mobile application, Koo Network. Their domain was registered on 17<sup>th</sup> February 2022. They claim to be cryptocurrency assets based on BEP-20, and want their users to mine their cryptocurrency, which is called Koo. Their poorly made website demonstrates the lack of due diligence put into its creation. That Defendant'

No. 2's mobile application Koo Network is available for download on the Google Play Store. A perusal of the application's ratings and reviews show that several people have called it fake, leading to its low rating of 3.7 stars. That Defendant No. 2 also has a Facebook page, a YouTube Channel, an Instagram account, a Telegram channel and a Twitter account.

10. The Defendant No. 3 has developed an application called "Koo Tweet Social Media", which appears to be a social networking platform. A perusal of the Google Play Store reveals that it was last updated on 4<sup>th</sup> July 2021 and is currently unavailable for download/ installation. That Defendant No. 3 has used a parrot as its device/ logo to create some association with the Plaintiff's birdie device, and the nature of services provided by them is also identical to the Plaintiff's. The Defendant No. 3 is, therefore, guilty of infringing the Plaintiff's registered trademark as also passing off their services and platform as that of the Plaintiff.

11. That the Plaintiff came across several third-party websites which are offering the impugned apps of Defendant No. 2 and 3 for download. A list of URLs corresponding to the apps of Defendant No. 2 and 3 on these third-party websites is filed as Document A along with the plaint. The Plaintiff also discovered that older versions of its own app were listed on these third-party websites. That the authorised and official mode to download the Plaintiff's app Koo is (i) through the Plaintiff's own website



[www.kooapp.com](http://www.kooapp.com), (ii) Google Play and (iii) Apple App Store and any download from other third-party websites could be potentially dangerous as they may be patched versions which could act as malware and steal financial information stored on the users phone or could download a virus onto the user's phone/ device. Therefore, the Plaintiff seeks a suspension of these unauthorised URLs, a list of which is filed as Document B, along with the plaint.

12. That the Defendant No. 4 is the Domain Registrar for Defendant Nos. 1 to 3, who provides brokerage services to third parties to purchase the Plaintiff's own domain [www.kooapp.com](http://www.kooapp.com) despite not having been authorised by the Plaintiff to make any such offer on its behalf. The Defendant No. 4 offers brokerage for the Plaintiff's domain for which it charges a fee that is separate from the price of the domain itself and also separate from the commission that is charged on the price of a domain that is successfully acquired. That this demeanor of the Defendant No. 4 clearly points to its intention to associate itself with the Plaintiff and thereby derive unjust commercial benefit.

13. It is submitted that the Plaintiff has a strong prima facie case for the grant of an ad interim injunction in its favour as it stands to suffer irretrievable loss in the absence of an interim injunction, and that the balance of convenience is also entirely in the Plaintiff's favour and against the

Defendants who are not legally entitled to use the trademark of the Plaintiff. More specifically, the Plaintiff satisfies the three grounds for grant of an ad interim injunction in its favour in the following manner.

A. *Prima Facie* Case

Defendant No. 1-3 and 15 are infringing the statutory and common law rights of the Plaintiff as they are using the registered trademark of the Plaintiff for services which are identical to the Plaintiff's, thus causing confusion in the minds of users and deceiving them into believing that they are affiliated to the Plaintiff. Such adoption by the Defendants is also tarnishing the reputation and goodwill of the Plaintiff. The Defendant No. 4 is offering brokerage services to third parties to purchase the Plaintiff's registered domain name thereby portraying to be an agent of the Plaintiff and deriving unjust commercial benefit from it.

B. Irreparable Loss

The Plaintiff's business depends on reliability of its platform namely the Koo App, which is closely linked to consumer expectations from the Plaintiff. It is submitted that, as described in detail in the accompanying plaint, the value of the Plaintiff's business is derived from its intellectual property rights, without which the Plaintiff's Koo app would not be the iconic name that it is today. Defendant No. 1's has adopted the Plaintiff's trademark in its domain name

[www.koo.money](http://www.koo.money) in order to give off an impression that they are an affiliate of the Plaintiff's. The Defendant Nos. 2's adoption of the Plaintiff's registered trademark Koo in its domain name [www.minekoo.com](http://www.minekoo.com) as well as in the name of its mobile application Koo Network, has been undertaken with a clear attempt at riding on the goodwill and popularity of the Plaintiff. Similarly, Defendant No. 3's use of the Plaintiff's trademark for their mobile application Koo Tweet Social Media, which is also a social media platform, much like the Plaintiff's, is in violation of the Plaintiff's statutory rights. Defendant No. 15 are unnamed entities using the Plaintiff's trademark which are likely to proliferate on account of the Plaintiff's popularity. This strategy of the Defendants has been designed to cause consumer confusion and thus deal a blow to the Plaintiff's goodwill and shatter the brand value of the Plaintiff's Koo trademarks in India. Such use by the Defendants dilutes the exclusivity associated with the Plaintiff's trademarks and results in consumers losing the capacity to distinguish the services of the Plaintiff from other third parties, which loss is neither computable nor compensable in monetary terms. Additionally, the Defendant No. 4's act of portraying to be an agent of the Plaintiff is causing incalculable damage to the Plaintiff's goodwill and reputation.

### C. Balance of Convenience

It is submitted that the balance of convenience lies squarely in favour of the Plaintiff and against the Defendant Nos. 1-4 and 15 as their activities are violative of the Plaintiff's statutory and common law rights in the realm of intellectual property, while also causing immense harm to and their reputation and deception of consumers. That the only beneficiaries of the activities of the Defendants are they themselves, who are motivated merely by profit and have thus exhibited a blatant disregard for both the law of the land and the interest of the consumers. The only inconvenience caused to the Defendants by a temporary injunction against them would be the inability to use the Plaintiff's Koo trademarks which, in any event, they are not legally entitled to do.

14. In light of the circumstances above, the Plaintiff prays that this Hon'ble Court may be pleased to grant an *ex parte* ad interim injunction in the Plaintiff's favour. Without such an order being passed, the Plaintiff would suffer major losses, not only financial but also in the form of goodwill associated with their business, which cannot be compensated later in monetary form. It is therefore prayed that during the pendency of the present proceedings, an *ex parte* ad interim injunction be granted:

a) Directing Defendant No. 1-3 and 15 their proprietors, partners, representatives and/or others acting for and on their behalf from using the mark Koo or any deceptively similar variant thereof, as a part of their

trade name, domain name, as trademark or in any manner whatsoever which amounts to infringement of the Plaintiff's Koo trademark as listed in the plaint and passing off their services and businesses as those of the Plaintiff and/or connected to the Plaintiff.

- b) Directing Defendant No. 4 to suspend the domain names registered by Defendant Nos 1 to 3 being [www.koo.money](http://www.koo.money), [www.minekoo.com](http://www.minekoo.com), and [www.kootweet.com](http://www.kootweet.com) (and other such rogue websites discovered during the proceedings who are infringing Plaintiff's Koo trademark) as also disclose the contact particulars and KYC details of Defendant Nos. 1 to 3 websites being [www.koo.money](http://www.koo.money), [www.minekoo.com](http://www.minekoo.com), and [www.kootweet.com](http://www.kootweet.com).
- c) Directing Defendant Nos. 5 to 13 to temporarily suspend access to the websites of Defendant No. 1 to 3 being [www.koo.money](http://www.koo.money), [www.minekoo.com](http://www.minekoo.com), and [www.kootweet.com](http://www.kootweet.com) as well as the URLs mentioned in Document A and B to download the impugned apps of the Defendants. That Defendant No. 5 to 13 shall also suspend the URLs/ domains which the Plaintiff will discover during the proceedings to be violating the Plaintiff's rights in the trademark Koo.
- d) Directing the Department of Telecommunications (Defendant No. 14) to issue a notification to the various Internet Service Providers (Defendant Nos. 5-13) to suspend the websites of Defendant Nos. 1-3

being [www.koo.money](http://www.koo.money), [www.minekoo.com](http://www.minekoo.com), and [www.kootweet.com](http://www.kootweet.com) as well as the URLs mentioned in Document A and B. That upon the Plaintiff being made aware of additional URLs/ domains which infringe their trademark Koo and the DOT being informed of the same, a notification may be issued.

e) Directing the Defendant No. 2 to suspend their social media pages/ channels/ accounts, including but not limited to the ones listed below:

- Facebook- <https://www.facebook.com/kooNetworks>,
- Twitter - [https://twitter.com/koo\\_network](https://twitter.com/koo_network),
- YouTube -  
<https://www.youtube.com/channel/UC9XIh6cugvr1o4puf6i4IRA>,
- Telegram - [https://t.me/koo\\_Network](https://t.me/koo_Network)
- Instagram -  
[https://instagram.com/koo\\_network?igshid=YmMyMTA2M2Y=](https://instagram.com/koo_network?igshid=YmMyMTA2M2Y=)

In case, Defendant No. 2 does not suspend its said social media pages, the Plaintiff be permitted to write to them directly for the said suspension.

f) Any other relief(s) as the nature and circumstances of the case may require.



Advocates for the Plaintiff

F-12, Ground Floor,

Sector 8, Noida-201301

Mob. No.: +919911167179

Place: New Delhi

Date: 27<sup>th</sup> July 2022

## IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

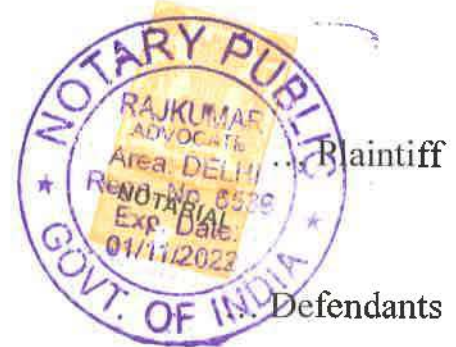
CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

Versus

Koo Coin &amp; Ors.



Affidavit of Niyati Verma, D/o Mr. Rajeshwar Prasad, aged about 35 years, R/o of B-18, Sector 53, Noida – 201301 (Presently in Delhi).

I, the above-named deponent, do hereby solemnly affirm and declare as under:

1. I am the authorized signatory of the Plaintiff and am competent to swear this affidavit.

I have read the contents of the accompanying application under Order XXXIX Rules 1 and 2 read with Section 151 of the Code of Civil Procedure, 1908 which has been drafted on the basis of my instructions and say that same are true to my knowledge and/or based upon the records maintained by the Plaintiff and/or information and legal advice believed to be true.

3. The contents of the accompanying application duly be read as part and parcel of my affidavit as if the same were specifically dealt with and sworn herein and are not repeated for the sake of brevity.

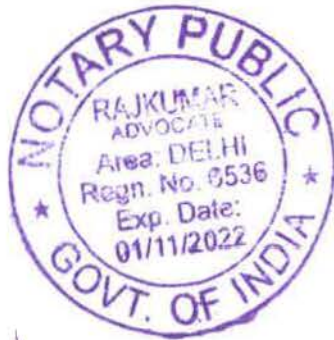
*Niyati Verma*  
DEPONENT



## VERIFICATION

Verified at New Delhi on this 27<sup>th</sup> July 2022 that the contents of my said affidavit are true to my knowledge and nothing material or relevant has been concealed therefrom.

*Miyah Vema*  
DEPONENT



**ATTESTED**

NOTARY PUBLIC DELHI  
GOVT. OF NCT OF DELHI

27 JUL 2022

## IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

I.A. No.        of 2022

IN

C.S. (COMM) No.    of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

... Plaintiff

Versus

Koo Coin &amp; Ors.

... Defendants

APPLICATION UNDER ORDER XI RULE 1(4) (AS AMENDED BY THE COMMERCIAL COURTS, COMMERCIAL DIVISION AND COMMERCIAL APPELLATE DIVISION OF HIGH COURTS ACT, 2015) READ WITH SECTION 151 OF THE CODE OF CIVIL PROCEDURE, 1908 SEEKING LEAVE TO FILE ADDITIONAL DOCUMENTS.

The Plaintiff, above named respectfully submits as follows: -

1. The Plaintiff has filed the present suit for permanent injunction restraining infringement of trademark, passing off, unfair trade practices, damages; rendition of accounts of profits; etc. The same is pending before this Hon'ble Court and the plaint may kindly be referred to.
2. It is stated that the Plaintiff along with the Plaintiff has produced all the documents in its power, possession, control or custody, pertaining to the facts and circumstances of the proceedings initiated by the Plaintiff.


3. However, as the suit is being filed urgently, the Plaintiff seeks leave to file additional documents, which are not in their power possession, control or custody, at the present moment. The Plaintiff undertakes to file these documents within thirty days.

PRAYER

4. In light of the above-mentioned circumstances and in the interest of justice, it is respectfully prayed that this Hon'ble Court may be pleased to pass an order:
  - a. Allowing a time of thirty days to the Plaintiff to file additional documents
  - b. Any further orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

It is prayed accordingly.

Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

  
Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiff  
F-12, Ground Floor, Sector 8,  
Noida, Uttar Pradesh-201301  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)  
Contact: 9911167179

## IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

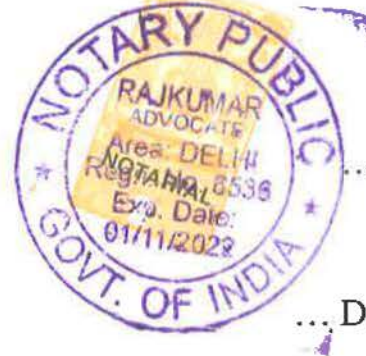
CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

Versus

Koo Coin &amp; Ors.



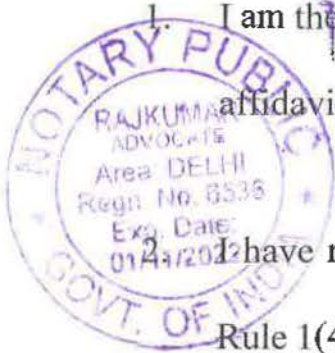
... Plaintiff

... Defendants

Affidavit of Niyati Verma, D/o Mr. Rajeshwar Prasad, aged about 35 years, R/o of B-18, Sector 53, Noida – 201301 (presently in Delhi).

I, the above-named deponent, do hereby solemnly affirm and declare as under:

I am the authorized signatory of the Plaintiff and am competent to swear this affidavit.



I have read the contents of the accompanying application under Order XI Rule 1(4) (as amended by the Commercial Courts, Commercial Division and Commercial Appellate Division of High Courts Act, 2015) read with Section 151 of the Code of Civil Procedure, 1908 which has been drafted on the basis of my instructions and say that the same are true to my knowledge and/or based upon the records maintained by the Plaintiff and/or information and legal advice believed to be true

*Niyati Verma*

3. The contents of the accompanying application may be read as part and parcel of my affidavit as if the same were specifically dealt with and sworn herein and are not repeated for the sake of brevity.
4. I say that all the documents in the Plaintiff's power, possession, control or custody, pertaining to the facts and circumstances of the proceedings initiated by the Plaintiff have been disclosed and copies thereof annexed with the plaint, and that the Plaintiff does not have any other documents in its power, possession and custody.

*nigal verma*

DEPONENT

#### VERIFICATION

Verified at New Delhi on this 27<sup>th</sup> July 2022 that the contents of my said affidavit are true to my knowledge and nothing material or relevant has been concealed therefrom.



*nigal verma*

DEPONENT

**ATTESTED**

*[Signature]*  
NOTARY PUBLIC DELHI  
GOVT. OF NCT OF DELHI

27 JUL 2022

## IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

I.A. No. of 2022

IN

C.S. (COMM) No. of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited ... Plaintiff

Versus

Koo Coin &amp; Ors. ... Defendants

APPLICATION UNDER SECTION 151 OF THE CODE OF CIVIL  
PROCEDURE, 1908 SEEKING EXEMPTION FROM FILING ORIGINALS,  
CLEAR COPIES AND DOCUMENTS WITH PROPER MARGINS:

The Plaintiff above-named respectfully submits as hereunder:

1. The Plaintiff has filed the present suit for permanent injunction restraining infringement of trademark, passing off, unfair trade practices, damages, renditions of accounts of profits, etc. The same is pending before this Hon'ble Court and the Plaintiff may kindly be referred to.
2. It is humbly submitted that the Plaintiff in the present proceedings has filed copies of certain documents in support of its case which may not be:
  - a. Original
  - b. Clear copies

- c. Fulfilling the appropriate margin requirements as per the Delhi High Court Act, 1966 and Delhi High Court (Original Side Rules, 2018)
3. That the originals of the said documents have not been filed by the Plaintiff as the same are required in the day-to-day functioning of the Plaintiff's businesses. The Plaintiff thereby crave leave of this Hon'ble court to file documents which are true copies/typed copies/photocopies of the originals at the present stage in the instant matter.

#### PRAYER

4. Under the circumstances it is most respectfully prayed by the Plaintiff that this Hon'ble Court may be pleased to:
- a) Grant an exemption to the Plaintiff from filing original documents at the present stage and to allow to be taken on record true copies/typed copies/photocopies of the said documents even if they do not fulfil the margin requirements or are dim copies of the originals.
  - b) Pass such further orders as it may deem fit and proper in the facts and circumstances of the present case.

Filed by:



Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiff  
F-12, Ground Floor, Sector 8,  
Noida, Uttar Pradesh 201301  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)  
Contact: 9911167179



## IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

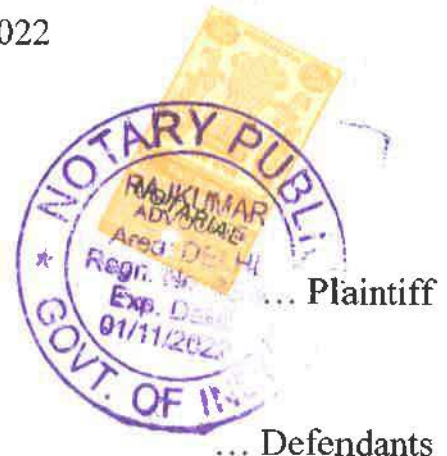
CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

Versus

Koo Coin &amp; Ors.



... Plaintiff

... Defendants

Affidavit of Niyati Verma, D/o Mr. Rajeshwar Prasad, aged about 35 years, R/o of B-18, Sector 53, Noida – 201301 (presently in Delhi).

I, the above-named deponent, do hereby solemnly affirm and declare as under:

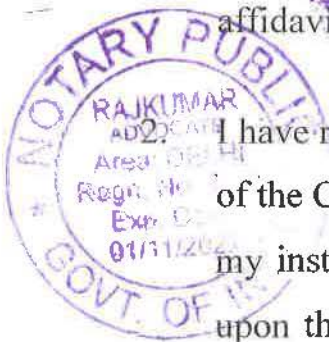
1. I am the authorized signatory of the Plaintiff and am competent to swear this affidavit.

I have read the contents of the accompanying application under Section 151 of the Code of Civil Procedure, 1908 which has been drafted on the basis of my instructions and say that same are true to my knowledge and/or based upon the records maintained by the Plaintiff and/or information and legal advice believed to be true.

3. The contents of the accompanying application may be read as part and parcel of my affidavit as if the same were specifically dealt with and sworn herein and are not repeated for the sake of brevity.

*Niyati Verma*

DEPONENT



## VERIFICATION:

Verified at New Delhi on this 27<sup>th</sup> July 2022 that the contents of my said affidavit are true to my knowledge and nothing material or relevant has been concealed therefrom.

*niyahivarna*

DEPONENT



**ATTESTED**

*[Signature]*  
NOTARY PUBLIC DELHI  
GOVT. OF NCT OF DELHI

27 JUL 2022

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(ORDINARY ORIGINAL CIVIL JURISDICTION)

I.A. NO. OF 2022

C.S.(COMM) NO. OF 2022



IN THE MATTER OF:

Bombinate Technologies Private Limited ...Plaintiff

Versus

Koo Coin and Ors. ...Defendants

**APPLICATION UNDER SECTION 151 OF THE CODE OF CIVIL PROCEDURE 1908 SEEKING EXEMPTION FROM SERVING SUIT PAPER BOOK TO DEFENDANT NO.1 TO 3 IN ADVANCE**

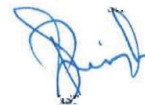
1. The Plaintiff has filed the present suit for permanent injunction restraining infringement of trademark, passing off, unfair trade practices, damages, rendition of accounts of profits, etc. The same is pending before this Hon'ble Court and the plaint may be kindly referred to.
2. The present action concerns the Plaintiff's trademark rights in Koo, Koo Coin, the birdie devices (  and  ), which are used for their micro-blogging platform / application (hereinafter 'The Koo app').
3. The Plaintiff has filed the present application to seek exemption from serving the Defendant No.1 to 3 in advance. The Plaintiff has serious

apprehension has if the Defendant No.1 to 3 are served with an advance copy of the suit paper book, they might transfer the infringing domains to third party. That it will become impossible for the Plaintiff to establish case against the present Defendant No.1 to 3 and prove the trail of ownership of the domains.

4. Thus, the Plaintiff humbly requests to this Hon'ble Court that Plaintiff maybe exempted from serving the suit paperbook to the Defendant No.1 to 3 in the present suit for the proper and just adjudication of the matter.

#### PRAYER

5. Under the circumstances it is most respectfully prayed by the Plaintiffs that this Hon'ble Court may be pleased to:
  - a) To grant an exemption to the Plaintiffs from serving the Defendant No.1 to Defendant No.3 in advance with the complete set of the paper book;
  - b) Pass such further orders as it may deem fit and proper in the facts and circumstances of the present case.



FIDUS LAW CHAMBERS  
Advocates for the Plaintiff  
F-12, Ground Floor,  
Sector 8, Noida-201301  
Mob. No.: +919911167179

Place: New Delhi  
Date: 27<sup>th</sup> July 2022

Email: [litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)

IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

CODE NO. 36017



IN THE MATTER OF:

Bombinate Technologies Private Limited

Versus

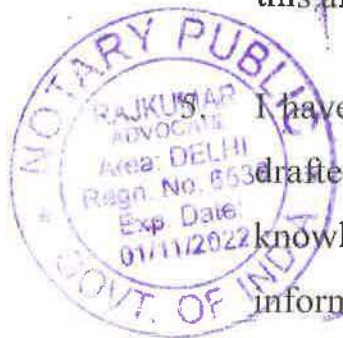
Koo Coin & Ors.

... Defendants

Affidavit of Niyati Verma, D/o Mr. Rajeshwar Prasad, aged about 35 years, R/o of B-18, Sector 53, Noida – 201301 (presently in Delhi).

I, the above-named deponent, do hereby solemnly affirm and declare as under:

4. I am the authorized signatory of the Plaintiff and am competent to swear this affidavit.



I have read the contents of the accompanying application which has been drafted on the basis of my instructions and say that same are true to my knowledge and/or based upon the records maintained by the Plaintiff and/or information and legal advice believed to be true.

6. The contents of the accompanying application may be read as part and parcel of my affidavit as if the same were specifically dealt with and sworn herein and are not repeated for the sake of brevity.

*Niyati Verma*  
DEPONENT

VERIFICATION:

Verified at New Delhi on this 27<sup>th</sup> July 2022 that the contents of my said affidavit are true to my knowledge and nothing material or relevant has been concealed therefrom.

*Niyati Verma*  
DEPONENT



**ATTESTED**

*[Signature]*  
NOTARY PUBLIC DELHI  
GOVT. OF NCT OF DELHI

27 JUL 2022

IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

... Plaintiff

Versus


Koo Coin & Ors.

... Defendants

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Dated: 27<sup>th</sup> July 2022  
Place: New Delhi

  
Shwetasree Majumder/ Prithvi Singh  
Fidus Law Chambers  
Advocates for the Plaintiff  
F-12, Ground Floor, Sector 8,  
Noida, Uttar Pradesh 201301  
[litigation@fiduslawchambers.com](mailto:litigation@fiduslawchambers.com)  
Contact: 9911167179



## VAKALATNAMA

IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Civil Jurisdiction)

C.S. (COMM) No. of 2022

CODE NO. 36017

IN THE MATTER OF:

Bombinate Technologies Private Limited

... Plaintiff

Versus

Koo Coin & Ors.

... Defendants

KNOW all to whom these presents shall come that I, Niyati Verma am the authorised signatory on behalf of the Plaintiff namely Bombinate Technologies Private Limited do hereby appoint Ms. Shwetasree Majumder [E. No.-D/1277/2002], Ms. Tanya Varma [E. No. D/1440/2008], Ms. Diva Arora Menon [E. No.- D/2782/2006], Mr. Prithvi Singh [E. No. D/2066/2011], Mr. Rohan Krishna Seth [D/2172/2017], Ms. Devyani Nath [D/2078/2016], Mr. Prithvi Gulati [D/3815/2018], Ms. Archita Nigam [D/7037/2021] Ms. Elhita T.C.M. Thampuran [D/9775/2021] Ms. Suvangana Agarwal [D/1050/2020] Advocates of Fidus Law Chambers, of the address F-12, Ground Floor, Sector - 8, Noida - 201 301, Uttar Pradesh, Email- [litation@fiduslawchambers.com](mailto:litation@fiduslawchambers.com), Phone No.- 9911167179 hereinafter called "the Advocates" to be our Advocates, in the above-noted case and authorize them:

To act, appear and plead in the above-noted case in this Court, or in any other Court in which the same may be tried or heard and also in the appellate Courts including High Court.



To sign, file, verify and present pleadings, replications, appeals cross-objections, or petitions for executions or contempt, review, revision, restoration, withdrawal, compromise, or other petitions, replies, objections, or affidavits or other documents as may be deemed necessary or proper for the prosecution of the said case in all its stages.

To file and take back documents.

To withdraw, or compromise said case or submit to arbitration any difference or disputes that may arise touching or in any manner relating to the said case.

To take out execution proceedings.

To deposit, draw and receive moneys, cheques and grant receipts therefor, and to do all other acts and things which may be necessary to be done for the progress and in the course of the prosecution of the said case.

And we, the undersigned, do hereby agree to ratify and confirm acts done by the Advocates or their substitutes in the matter as our own acts as if done by us to all intents and purposes.

IN witness whereof, we do hereunto set our hands to these presents, the contents of which have been understood by us on this, the 27<sup>th</sup> day of July 2022.

Accepted


Advocates

*Niyah Verma*

Client

*Dish*

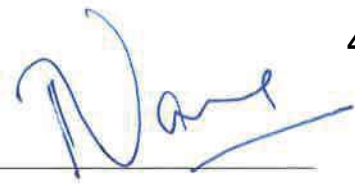
I identify Signature




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Shwetasree Majumder

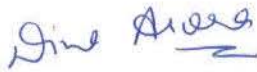
E. No. D/1277/2002




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Tanya Varma

E. No. D/1440/2008




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Diva Arora Menon

E. No. D/2782/2006




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Prithvi Singh

E. No. D/2066/2011




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Rohan Krishna Seth

E. No. D/2172/2017




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Devyani Nath


E. No. D/2078/2016




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Prithvi Gulati

E. No. D/3815/2018




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Archita Nigam

E. No. D/7037/2021




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Elhita Thampuran

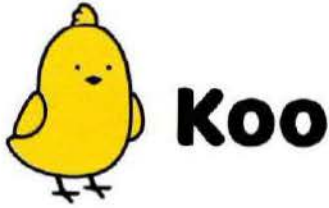
E. No. D/9775/2021




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Suvangana Agarwal

E. No. D/1050/2020



**VOICES OF INDIA**

Bombinate Technologies Pvt Ltd  
No.849, 11th main 2nd Cross,  
Indiranagar Bangalore -560008  
www.kooapp.com  
CIN: U72900KA2015PTC084475

**CERTIFIED TRUE COPY OF THE RESOLUTION PASSED IN THE MEETING OF BOARD OF DIRECTORS OF BOMBINATE TECHNOLOGIES PRIVATE LIMITED ("COMPANY") HELD ON MONDAY, 11TH JULY 2022 AT 11:00 A.M. AT THE REGISTERED OFFICE OF THE COMPANY SITUATED AT NO. 849, 11TH MAIN, 2ND CROSS, HAL 2ND STAGE, INDIRANAGAR, BANGALORE-560008, KARNATAKA, INDIA AT A SHORTER NOTICE:**

**AUTHORISATION FOR FILING OF PETITION/APPLICATION BEFORE THE DELHI HIGH COURT:**

"RESOLVED THAT the consent of the Board of Directors of the Company be and is hereby accorded to execute the Power of Attorney and to authorize Ms. Niyati Verma (Director of Public Policy), of the Company to represent the Company in legal proceedings to be initiated before the Hon'ble High Court of Delhi."

"RESOLVED FURTHER THAT the Board be and is hereby nominate, constitute, appoints and authorize Ms. Niyati Verma (Director of Public Policy), on behalf of the Company as its lawful representative, to do acts or to enter appearances, to submit any/ all application/s, to accept any/ all service process/es, to make, declare, swear, affirm, sign, deliver, verify pleadings, affidavits, caveats, declaration, applications, petitions, counter-claims, papers, instruments, agreements, documents and writings usual, necessary or expedient for or in furtherance of the petition/application, and to represent the Company before the Hon'ble High Court of Delhi.

"RESOLVED FURTHER THAT, Ms. Niyati Verma (Director of Public Policy) of the Company, be and is hereby authorized to file and/or to defend the Company petition, under the applicable law before the competent Court, Tribunal, Authorities or Forums including Appellate Tribunal for and on behalf of the Company as and when required to give effect to the above resolution."

"RESOLVED FURTHER THAT any of the Directors of the Company be and is hereby authorized to do all such acts, deeds and things as may be required for the above resolutions."

//CERTIFIED TRUE COPY //

For Bombinate Technologies Private Limited

  
Aprameya Radhakrishna  
Director  
DIN: 03356958  
Date: 11.07.2022  
Place: Bangalore

  
Parinitha  
Director  
DIN: 07331811

## POWER OF ATTORNEY

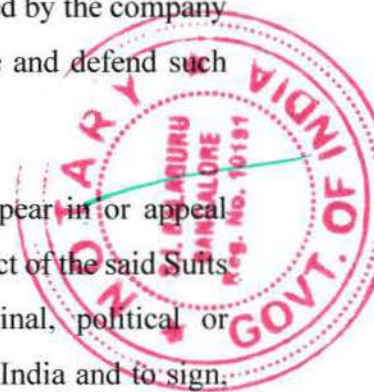
TO ALL TO WHOM THESE PRESENTS SHALL COME WE, Bombinate Technologies Private Limited, a company incorporated under the laws of India having its registered office at 849, 11th Main, 2nd Cross, HAL 2nd Stage, Indiranagar, Bangalore, Karnataka PO 560008 (hereinafter referred to as the "**Company**") send greetings,

AND WHEREAS, it is necessary for the Company to appoint attorney or attorneys for the hereinafter mentioned.

NOW THESE PRESENT WITNESS that the Company hereby nominates, constitutes and appoints Niyati Verma, D/o Mr. Rajeshwar Prasad aged about 35 years, residing at B-18, Sector 53, Noida 201301 ; to be the true and lawful Attorney of the Company and to act for and on behalf of the Company and for either of them to represent the Company in the matter of Bombinate Technologies Private Limited versus [www.koo.money/home](http://www.koo.money/home) & Ors. before the Delhi High Court for the purpose of doing the following acts, deeds and things namely:

To make, declare, swear, affirm, sign, deliver, verify pleadings, affidavits, caveats, declaration, applications, petitions, counter-claims, papers, instruments, agreements, documents and writings usual, necessary or expedient for or in furtherance of the suit proposed to be filed by the company or defended by the Company in an appropriate Court in India and to institute and defend such suit(s) (hereinafter called the "Suits")

To institute, file, commence, prosecute, enforce, defend, answer, oppose, appear in or appeal against, institute and prosecute appeal, revision and review proceedings in respect of the said Suits and all actions and legal proceedings and demands whether civil, criminal, political or administrative in which the Company is or may be concerned or interested in India and to sign, execute, affirm, and verify petitions, memoranda of appeal, affidavits, caveats, applications or any pleadings and to depose on behalf of the Company and if thought fit to compromise, settle, refer to arbitration, abandon, submit to judgment, proceed to judgment and execution or become non-suited in the said Suit or any such action as aforesaid and to enforce and/ or oppose as the case may be, require execution, arrest, attachment distress, suit or otherwise in respect of any decree or award in favour of the Company in the said Suits or otherwise to pay in or draw out of Court any sums of money and to defend or resist any such actions or proceedings as aforesaid and also in connection with the said Suits. In any such action or proceedings, to retain employ and remunerate, advocates, solicitors and other legal practitioners and advisors and to sign warrants, *Vakalatnama* and other necessary authorities.



To concur in doing any of the acts, instruments, matters, deeds and things hereinabove mentioned.

The Company hereby ratifies and confirms and agrees to ratify and confirm whatsoever the said Attorney shall lawfully do or cause to be done in or about the premise by virtue of these presents.

This Power of Attorney shall remain in force for the duration of the pendency of the aforementioned suit in the Delhi High Court. unless previously revoked by the Company or otherwise terminated.

IN WITNESS WHEREOF this Power of Attorney has been executed by on this 13 day of July 2022.

IN WITNESS WHEREOF this Power of Attorney has been executed by Bombinate Technologies Private Limited on this 13 day of July 2022.

BY THE HAND OF:



Aprameya Radhakrishna  
Chief Executive Officer  
Bombinate Technologies Private Limited



**ATTESTED**

  
**S. I. BALAGURU**  
B.SC, LL.B, (M.L)  
**NOTARY PUBLIC, GOVT. OF INDIA**  
"SHARON MEPEH"  
No. 35, Hutchins Road Etn.,  
Post Office St. Thomas Town Post  
BANGALORE - 56 0036730899