

**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-43/2022-DS-II****Dated: 04-10-2022****To,**

All Internet Service Licensee's

**Subject: CS (Comm.) No. 663 of 2022 titled as Universal City Studios LLC. & Ors V/s mixdrop.co & ors. Before Hon'ble Delhi High Court.**

Kindly find the enclosed Hon'ble Delhi High Court order dated 23<sup>d</sup> September, 2022 in the subject matter court case **CS (Comm.) No. 663 of 2022** along with Memo of parties for compliance, specifically as per para 22 & 23 with respect to **websites of defendant no. 6 to 13**. DoT is defendant No. 23 in this case.

2. Hon'ble Delhi High Court vide order dated 23<sup>rd</sup> September, 2022 has, inter alia, state that:

*22. Accordingly, at this stage, an ex-parte ad-interim injunction in terms of the prayer made in paragraph (iii) of the application is passed in favour of the plaintiffs and against the defendant nos.6 to 13. The defendant nos. 1 to 5/ cyber-locker websites, and 14 to 22, who are stated to be the Internet Service Providers, are directed to block the access to the defendant nos. 6 to 13/referral sites identified by the plaintiffs in the instant suit and/or any such other mirror/redirect/alphanumeric website which appears to be associated with any of the defendant nos. 6 to 13/referral sites based on its name, branding or the identity of its operator, or discovered to provide additional means of accessing, the referral sites, and other domains/domain along with their sub-domains and sub-directories, owners/website operators/entities which are discovered to have been engaging in infringing the plaintiffs' exclusive rights by virtue of being the author/producer/first owner of the copyright vested in the cinematograph film.*

*23. The defendant nos.23 and 24 are directed to issue necessary notifications in this regard.*

3. Accordingly, in view of the above, all the Internet Service licensees are hereby instructed to take immediate necessary blocking action for compliance of the court order dated 23.09.2022 with respect to websites of defendant no. 6 to 13 as mentioned in the memo of parties.

**Director (DS-II)  
Tel: 011-2303 6860  
Email: dirids2-dot@nic.in**

I/3063184/2022

Encl: A/A

**Copy to:**

- i. V.Chinnasamy, Scientist E (chinnasamy.v@meity.gov.in), Electronics Niketan, Ministry of Electronics and Information Technology (MeitY) New Delhi (Respondent no. 24) for kind information and necessary action.
- ii. DoT Website.

\$~25

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

+ **CS(COMM) 663/2022**

**UNIVERSAL CITY STUDIOS LLC. & ORS. .... Plaintiffs**

Through: Mr.Saikrishna Rajagopal,  
Ms.Suhasini Raina, Ms.Ramya  
Ramkumari, Ms.Anjali Aggarwal,  
Mr.Sanidhya Rao, Ms.Mehr Sidhu,  
Adv.

versus

**MIXDROP.CO & ORS. .... Defendants**

Through: Nemo.

**CORAM:**

**HON'BLE MR. JUSTICE NAVIN CHAWLA**

**ORDER**

% **23.09.2022**

**I.A. 15657/2022(Exemption)**

1. Allowed, subject to all just exceptions.

**I.A. 15658/2022**

2. This is an application filed under Section 80 read with Section 151 of the Code of Civil Procedure, 1908, seeking exemption from issuing notice to the defendant nos.23 and 24.

3. For the reasons stated in the application, the same is allowed.

**I.A. 15659/2022**

4. This application has been filed seeking exemption from instituting pre-litigation mediation under Section 12A of the Commercial Courts Act, 2015.

5. Having perused the contents of the application, the same is allowed.

T.C.  
B.K.  
Court Master  
High Court of Delhi  
New Delhi

**CS(COMM) 663/2022**

6. Let the plaint be registered as a suit.
7. Issue summons to the defendants, to be served through all permitted modes, including electronically, returnable on 18<sup>th</sup> January, 2023, before the learned Joint Registrar (Judicial).
8. The summons to the defendant(s) shall indicate that the written statement(s) to the plaint shall be positively filed within a period of 30 days from the date of receipt of summons. Along with the written statement(s), the defendant(s) shall also file the affidavit(s) of admission/denial of the documents of the plaintiffs, without which the written statement(s) shall not be taken on record.
9. Liberty is given to the plaintiffs to file the replication(s) within a period of 15 days of the receipt of the written statement(s). Along with the replication(s), if any, filed by the plaintiffs, the affidavit(s) of admission/denial of documents of the defendant(s) be filed by the plaintiffs, without which the replication(s) shall not be taken on record. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the timelines.
10. List for completion of pleadings and further proceedings before the Joint Registrar (Judicial) on 18<sup>th</sup> January, 2023.

**I.A. 15656/2022**

11. Issue notice.
12. On the plaintiffs taking steps, let notice be served on the defendants through all permissible modes, including electronically, returnable on 13<sup>th</sup> October, 2022.

T.C.  
BKS  
Court Master  
High Court of Delhi  
New Delhi

13. Let reply(ies) to the application be filed by the defendants within a period of four weeks of receipt of the notice. Rejoinder thereto, if any, be filed within a period of two weeks thereafter.

14. It is the case of the plaintiffs that the plaintiffs are amongst the leading global entertainment companies engaged in the business of creation, production and distribution of motion pictures/cinematograph films. They have exclusive rights in works of visual recording, including the sound recordings accompanying such visual recordings, which qualify as a 'cinematograph film' under Section 2(f) of the Copyright Act, 1957 (in short, the 'Act'). They are the author/producer and/or the first owner and/or owners of the copyright vested in the said cinematograph films.

15. It is alleged that the defendant nos.1 to 4 are cyber-lockers that offer '*online storage and a sophisticated uploading and downloading/streaming platform*', especially for the dissemination of unauthorized copies of copyright content such as cinematograph films, that is, motion pictures, television programs or other audio-visual content, on devices connected to the Internet to and from its servers.

16. The defendant no.5 provides a server facility for the storage and hosting of the files uploaded by various users of the facilities of the defendant nos. 1 to 4/cyber-locker websites. .

17. It is asserted that the defendant nos.6 to 13 provide incoming traffic to the defendant nos.1 to 5/cyber-locker websites . They are specifically designed to enable the streaming of the pirated content by the users, making it easily accessible for streaming and downloading. It is further asserted that an overwhelming majority of the traffic to the defendant nos. 1 to 4/cyber-

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Court Master  
High Court of Delhi  
New Delhi

locker websites comes from the referral sites, as it promotes and provides access to the pirated content.

18. The learned counsel for the plaintiff has taken me through various documents to show that the defendant nos.6 to 13/referral sites' primary objective is to provide pirated copies of the cinematograph films in which the copyright of the plaintiff vests.

19. Having considered the contents of the plaint, the documents filed therewith as also having heard the learned counsel for the plaintiffs, I am of the opinion that the plaintiffs have been able to make out a good *prima facie* case in its favour for grant of an *ex-parte ad-interim* injunction against the defendant nos.6 to 13.

20. As far as the defendant nos.1 to 5 are concerned, in my opinion, an opportunity of hearing may be granted to them before passing such an order, as they are stated to be in the business of providing services of cyberlocker.

21. As far as the defendant nos.6 to 13 are concerned, in case an *ex-parte ad-interim* injunction, as is prayed for, is not granted in favour of the plaintiffs, the plaintiffs are likely to suffer a grave irreparable injury. Equally, the balance of convenience is also in favour of the plaintiffs and against the defendant nos. 6 to 13.

22. Accordingly, at this stage, an *ex-parte ad-interim* injunction in terms of the prayer made in paragraph (iii) of the application is passed in favour of the plaintiffs and against the defendant nos.6 to 13. The defendant nos. 1 to 5/ cyber-locker websites, and 14 to 22, who are stated to be the Internet Service Providers, are directed to block the access to the defendant nos. 6 to 13/referral sites identified by the plaintiffs in the instant suit and/or any such other mirror/redirect/alphanumeric website which appears to be associated

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Court Master  
High Court of Delhi  
New Delhi

with any of the defendant nos. 6 to 13/referral sites based on its name, branding or the identity of its operator, or discovered to provide additional means of accessing, the referral sites, and other domains/domain along with their sub-domains and sub-directories, owners/website operators/entities which are discovered to have been engaging in infringing the plaintiffs' exclusive rights by virtue of being the author/producer/first owner of the copyright vested in the cinematograph film.

23. The defendant nos.23 and 24 are directed to issue necessary notifications in this regard.

24. As far as the defendant nos.1 to 5 are concerned, the prayers made against them shall be considered upon the service of notice to them.

25. Compliance with Order XXXIX Rule 3 of the Code of Civil Procedure, 1908, be made within a period of two days today.

26. Copy of the order be given *dasti* under signatures of the Court Master to learned counsel for the plaintiff.



NAVIN CHAWLA, J

SEPTEMBER 23, 2022  
RN

T.C.

BK 23/09/2022  
Court Master  
High Court of Delhi  
New Delhi





## (4) Netflix Studios, LLC

having its office at

100 Winchester Cir Los Gatos

CA, 95032-1815, United States of America,

Email: [legal@netflix.com](mailto:legal@netflix.com)

## (5) Paramount Pictures Corporation

having its office at

5555 Melrose Avenue, Hollywood,

CA, 90038, United States of America,

Email: [Content\\_Protection@paramount.com](mailto:Content_Protection@paramount.com)

## (6) Disney Enterprises, Inc.

having its office at

500 S. Buena Vista, Burbank,

CA, 91521, United States of America,

Email: [tips@disneyantipiracy.com](mailto:tips@disneyantipiracy.com)

... Plaintiffs

Versus

1) mixdrop.co

Email: [abuse@mixdrop.co](mailto:abuse@mixdrop.co); [compliance@tucows.com](mailto:compliance@tucows.com)

2) mixdrop.ch

Email: [abuse@mixdrop.co](mailto:abuse@mixdrop.co); [terve@sarek.fi](mailto:terve@sarek.fi)

3) mixdrop.bz

Email: [abuse@mixdrop.co](mailto:abuse@mixdrop.co); [domainabuse@tucows.com](mailto:domainabuse@tucows.com)

4) mixdrop.club

Email: [abuse@mixdrop.co](mailto:abuse@mixdrop.co); [abuse@namecheap.com](mailto:abuse@namecheap.com)

5) mxdccontent.net

a-delivery26.mxdcontent.net  
s-delivery21.mxdcontent.net  
s-delivery16.mxdcontent.net  
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s-delivery24.mxdcontent.net  
a-delivery41.mxdcontent.net  
a-delivery45.mxdcontent.net  
s-delivery20.mxdcontent.net  
Email: [domainabuse@tu cows.com](mailto:domainabuse@tu cows.com)

6) mixdrop.stream  
Email: [abuse@ovh.net](mailto:abuse@ovh.net)

7) dailyflix.one  
Email: [abuse@publicdomainregistry.com](mailto:abuse@publicdomainregistry.com)

8) unblockit.ist  
seriestop.unblockit.ist  
Email: [domainabuse@tu cows.com](mailto:domainabuse@tu cows.com)

9) movies-watch.fun  
Email: [abuse@namecheap.com](mailto:abuse@namecheap.com)

10) hdmoviesfair.cfd  
Email:  
[c259b54bcf194d91b030d6aaba33e2af.protect@withheldforprivacy.com](mailto:c259b54bcf194d91b030d6aaba33e2af.protect@withheldforprivacy.com),  
[abuse@namecheap.com](mailto:abuse@namecheap.com)

11) movies-watch.com.pk  
Email: [abuse+law@cloudflare.com](mailto:abuse+law@cloudflare.com)

12) Kat.mn

Email: [mnsdomain@gmail.com](mailto:mnsdomain@gmail.com)

13) movies108.com

Email: [abuse@namesilo.com](mailto:abuse@namesilo.com)

14) Atria Convergence Technologies Pvt. Ltd.

99A/113A, Manorayana Palya

R.T. Nagar Bangalore – 560032

Also At:

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Indian Express Building, Queen's Road,

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Email: [nodal.term@actcorp.in](mailto:nodal.term@actcorp.in); [Jitesh.chathambil@actcorp.in](mailto:Jitesh.chathambil@actcorp.in)

15) Bharat Sanchar Nigam Ltd.

Bharat Sanchar Bhawan, Regulation Cell

5th floor, Harish Chandra Mathur Lane

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Email: [ddg\\_reg@bsnl.co.in](mailto:ddg_reg@bsnl.co.in); [sbkhare@bsnl.co.in](mailto:sbkhare@bsnl.co.in);  
[averma@bsnl.co.in](mailto:averma@bsnl.co.in); [sushmamishra71@gmail.com](mailto:sushmamishra71@gmail.com)

16) Bharti Airtel Ltd.

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Ph - IV, Gurgaon – 122016

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- 17) Hathway Cable & Datacom Pvt. Ltd.  
'Rahejas',4 floor, Main Avenue  
Santacruz (W), Mumbai-400054  
Email: [ajay.singh@hathway.net](mailto:ajay.singh@hathway.net); [Sudhir.shetye@hathway.net](mailto:Sudhir.shetye@hathway.net)
- 18) Mahanagar Telephone Nigam Ltd.  
5th Floor, Mahanagar Doorsanchar Sadan  
9, CGO Complex, Lodhi Road  
New Delhi – 110003  
Email: [raco.mtnl@gmail.com](mailto:raco.mtnl@gmail.com); [mtnlcsco@gmail.com](mailto:mtnlcsco@gmail.com)  
[gmracomtnl@gmail.com](mailto:gmracomtnl@gmail.com)
- 19) Reliance Jio Infocomm Limited  
RCP 14 (TC 23 ), Phase 4,  
B-Block , 3rd Floor,  
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Gansoli,  
Navi Mumbai- 400701  
Email: [care@jio.com](mailto:care@jio.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](mailto:shilpi.kant@ril.com); [jyoti.jain@ril.com](mailto:jyoti.jain@ril.com);  
[rudraksha.sinha@ril.com](mailto:rudraksha.sinha@ril.com)
- 20) Shyam Spectra Pvt. Ltd.  
Plot No. 258,  
Okhla Industrial Estate, Phase III,  
New Delhi – 110020

Also at:

Plot No. 21-22, 3<sup>rd</sup> Floor  
Udyog Vihar, Phase IV, Gurugram -122015  
Email: [info@spectra.co](mailto:info@spectra.co); [compliance@spectra.co](mailto:compliance@spectra.co)

21) Tata Teleservices Ltd.

A, E & F Blocks  
Voltas Premises - T. B. Kadam Marg  
Chinchpokli, Mumbai – 400033

Also at:

Jeevan Bharati Tower I,  
10<sup>th</sup> Floor, 124,  
Connaught Circus,  
New Delhi - 110001  
Email: [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); [gaganjit.sidhu@tatatel.co.in](mailto:gaganjit.sidhu@tatatel.co.in)

22) Vodafone India Limited

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Peninsula Corporate Park,  
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Lower Parel, Mumbai - 400 013 India

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10th Floor, Plot no.794,  
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sheena.thukral@vodafoneidea.com;  
Florencia.Depores@vodafoneidea.com;  
Raaj.Goyel@vodafoneidea.com

- 23) Department of Telecommunications  
Through Secretary,  
Ministry of Communications and IT,  
20, Sanchar Bhawan, Ashoka Road,  
New Delhi – 110001  
Email: secy-dot@nic.in, dirds2-dot@nic.in,
- 24) Ministry of Electronics and Information Technology  
Through the Director General (DIT) Cyber Laws & e-security),  
Electronics Niketan, 6, CGO Complex,  
Lodi Road, New Delhi – 110003  
Email: cyberlaw-legal@meity.gov.in
- 25) Ashok Kumars

....Defendants

Place: New Delhi  
Date: *20 September 2022*

*R. M L*  
R.Ramya (D/5815/2018)  
Saikrishna & Associates  
Advocates for the Plaintiffs  
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+91-9845057887  
r.ramkumar@saikrishnaassociates.com

Note: Defendant Nos. 1-13 are the main contesting parties.