

**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-21/2021-DS-II****Dated: 07-11-2022****To,**

All Internet Service Licensee's

**Subject: CS (COMM) No. 228 of 2021; Bajaj Finance Limited v. Registrant of www.baiai-finserve.org & Ors., before Hon'ble Delhi High Court**

Kindly find the enclosed Hon'ble Delhi High court order dated 01<sup>st</sup> November 2022 in the subject matter court case C.S.(Comm) No. 228 of 2021 for immediate compliance, specifically in view of para '6' of the order with respect to three impugned websites mentioned in the order. Wherein DoT is the respondent No. 29.

2. Hon'ble Court vide order dated 01<sup>st</sup> November 2022 has, inter alia, stated that:

***I.A. 17716/2022 (for stay), I.A.17717/2022 (U/o I Rule 10 CPC) in CS(COMM)-228/2021***

*2. These are two applications under Order XXXIX Rules 1 & 2 CPC and under Order I Rule 10 CPC. The latter seeks mpleadment of the Registrants of domain names <https://bajajfinser.loan/>, <https://bajajfinan.loan/> and <http://bajajfinancial.loan/> as Defendant No.36, Defendant No.37 and Defendant No.38 respectively. I.A. 17716/2022, seeks ad interim injunction qua the said Registrants.*

***6. Defendant Nos.29 and 30, DoT and MeitY are directed to issue blocking orders to all the ISPs for the said three domain names / websites within 48 hours.***

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 01.11.2022, specifically in view of para '6' with respect to impugned three websites mentioned in the court order.

**Director (DS-II)  
Tel: 011-2303 6860  
Email: dirds2-dot@nic.in**

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. 30) for kind information and necessary action.
- ii. Sh. Harish Vaidyanathan Shankar, CGSC in the matter for kind information and necessary action.
- iii. DoT Website.

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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **CS (COMM) 228/2021 and I.A. 17716/2022, 17717/2022**

BAJAJ FINANCE LIMITED ..... Plaintiff

Through: Mr. Abhishek Singh, Mr. J. Amal  
Anand, Ms. Alisha Sharma & Mr.  
Elvin Joshy, Advs. (M-9910291290).

versus

REGISTRANT OF [WWW.BAJAJ-FINSERVE](http://WWW.BAJAJ-FINSERVE).

ORG & ORS. .... Defendants

Through: Mr. Harish V. Shankar, CGSC with  
Mr. Srish Kumar Mishra, Mr. Sagar  
Mehlawat & Mr. Alexander Mathai  
Paikaday, Advocates.  
Mr. Aditya Gupta, Mr. Sauhard Alung,  
Advocates for D-19 (M-9958158982)

**CORAM:**

**JUSTICE PRATHIBA M. SINGH**

**ORDER**

% **01.11.2022**

1. This hearing has been done through hybrid mode.

**I.A. 17716/2022 (for stay), I.A.17717/2022 (U/o I Rule 10 CPC) in CS(COMM)-228/2021**

2. These are two applications under Order XXXIX Rules 1 & 2 CPC and under Order I Rule 10 CPC. The latter seeks mpleadment of the Registrants of domain names <https://bajajfinser.loan/>, <https://bajajfinan.loan/> and <http://bajajfinancial.loan/> as Defendant No.36, Defendant No.37 and Defendant No.38 respectively. *I.A. 17716/2022*, seeks *ad interim* injunction *qua* the said Registrants.

3. The said domain names are under privacy protect feature and have been registered by Defendant No.8- Dynadot LLC, the DNR. The details of the Grievance Officer of the said DNR is not available. A perusal of the screenshots of the website of the proposed Defendants operating under the said

domain names shows the website owners are impersonating the Plaintiff and are offering loans and carrying out other financial transactions under identical names as that of the Plaintiff. The domain names which are being used are clearly identical / deceptively similar to the Plaintiff's marks 'BAJAJ', 'BAJAJ FINANCE', *etc.* Accordingly, proposed Defendants 36-38 are impleaded as Defendants 36-38.

4. Considering that these are *prima facie* fraudulent and illegal domain names infringing the rights of the Plaintiff, the Defendants impleaded today shall stand restrained from using the said domain names or any other identical / deceptively similar domain names consisting of the mark 'BAJAJ', 'BAJAJ FINANCE' and 'BAJAJ FINSERV'.

5. The DNR, Defendant No.8 shall block the impugned domain names, maintain *status quo* and keep the same under locked status. The ownership of the said domain names shall not be changed until further orders of the Court.

6. Defendant Nos.29 and 30, DoT and MeitY are directed to issue blocking orders to all the ISPs for the said three domain names / websites within 48 hours.

7. ***I.A.17717/2022*** seeking impleadment is disposed of. Amended memo of parties be filed within a period of one week.

8. Issue notice in the application under Order XXXIX Rules 1 and 2 CPC.

9. Compliance of Order XXXIX Rule 3 CPC be made within a period of one week.

10. List on 1<sup>st</sup> December, 2022.

11. This is a part-heard matter.

**PRATHIBA M. SINGH, J.**

**NOVEMBER 1, 2022/*Rahul/SK***