

**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: 20-10-2022****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 06<sup>th</sup> October 2022 for compliance, specifically as per para '6' with respect to impugned websites mentioned in the court order in the subject matter court case C.S.(Comm) No. 228 of 2021. Wherein DoT is the respondent No. 35.

2. Hon'ble Court vide order dated 06<sup>th</sup> October 2022 has, inter alia, stated that:

*6. Proposed Defendant Nos. 34 and 35 are impleaded as Defendant Nos. 34 and 35 respectively. Further, the Defendants shall stand restrained from using the domain names **https://bajajfins.loan/** and **https://bajajfinanceservice.in/** as also the associated websites and email addresses. Namecheap Inc. and Dynadot LLC are directed to suspend and block the impugned domain names, and also maintain status quo. **The Department of Telecommunications (DoT) and Ministry of Electronics and Information Technology (MEITY) to direct all ISPs to block the impugned domain names with immediate effect....***

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 06.10.2022, specifically as per para 6 of the court order as above.

**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. 36) for kind information and necessary action.
- ii. DoT Website.

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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **CS(COMM) 228/2021**

**BAJAJ FINANCE LIMITED** ..... Plaintiff

Through: Mr. Abhishek Singh, Mr. J. Amal Anand, Mr. Elvin Joshy, Mr. Ujjawal Verma and Ms. Alisha Sharma, Advocates (M: 9910291290).

versus

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

Through: Mr. Harish Vaidyanathan Shankar, CGSC with Mr. Srish Kumar Mishra, Mr. Sagar Mehlawat and Mr. Alexander Mathai Paikaday, Advocates (M: 9810788606).

Ms. Aishwarya Kane, Advocate for D-19.

Mr. T. Abraham, Mr. Manasa Sundarraman, Mr. Mohanakrishna C and Mr. Kshipa Pyare, Advocates for D-28 (M: 8800790542).

Mr. Ashok Kumar and Ms. Chhavi Arora, Advocates for D-31 (M: 9810011826).

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

**ORDER**

% **06.10.2022**

1. This hearing has been done through hybrid mode.

**I.A. 16054/2022 (for early hearing)**

2. This is an application filed on behalf of the Plaintiffs seeking early hearing of *I.A. 14928/2022* and *I.A. 14927/2022*.

3. For the reasons stated in the applications, the request for early hearing is allowed. *I.A.16054/2022* is disposed of.

**I.A.14928/2022 (u/O I Rule 10 CPC) & 14927/2022 (u/O XXXIX Rules 1 & 2 CPC)**

4. These are two applications filed on behalf of the Plaintiff, under Order 1 Rule 10 CPC and under Order XXXIX Rule 1 and 2 CPC. The Plaintiff is seeking impleadment of the registrant of the domain name <https://bajajfins.loan/> (*hereinafter, 'Proposed Defendant No. 34'*) and the registrant of the domain name <https://bajajfinanceservice.in/> (*hereinafter, 'Proposed Defendant No. 35'*) as Defendant Nos. 34 and 35 and seeking injunction against them respectively. The said domain names <https://bajajfins.loan/> and <https://bajajfinanceservice.in/> (*hereinafter, 'impugned domain names'*) are registered through Namecheap Inc. and Dynadot LLC (*hereinafter, 'DNRs'*).

5. It is submitted on the behalf of the Plaintiff that the domain names, associated websites and e-mail addresses adopted by the Proposed Defendant No. 34 and Proposed Defendant No. 35 are identical and confusingly/deceptively similar to the Plaintiff's Marks 'BAJAJ' and 'BAJAJ FINANCE' and is leading to innocent citizens being duped of monies. Ld. Counsel, appearing for the Plaintiff relies on the screenshots of the website, which have been placed on record. After perusal of the same, it is clear that Defendants are misusing the Plaintiff's reputed mark Bajaj and Bajaj finance and representing themselves as being the Plaintiff.

6. Proposed Defendant Nos. 34 and 35 are impleaded as Defendant Nos. 34 and 35 respectively. Further, the Defendants shall stand restrained from using the domain names <https://bajajfins.loan/> and <https://bajajfinanceservice.in/> as also the associated websites and email addresses. Namecheap Inc. and Dynadot LLC are directed to suspend and

block the impugned domain names, and also maintain *status quo*. The Department of Telecommunications (DoT) and Ministry of Electronics and Information Technology (MEITY) to direct all ISPs to block the impugned domain names with immediate effect. The DNRs are also directed to disclose all the BSI details, name, email address, contact address, mobile number, payment details, credit card details and any other financial details available with them through which the registrants of the impugned domain names may have made payment to them. The present order shall be given effect to within one week.

7. ***I.A.14928/2022*** seeking impleadment is disposed of. Amended memo of parties be filed within one week.

8. Issue notice in the application being ***I.A.14927/2022*** seeking interim injunction.

9. Compliance of Order XXXIX Rule 3 CPC be made within 1 week.

**CS(COMM)-228/2021**

10. This suit is a part of the connected matters relating to DNRs, the lead matter of which being ***CS (COMM) 135/2022*** titled ***Dabur India Ltd v. Ashok Kumar & Ors.***

11. List on the date already fixed i.e. 1<sup>st</sup> December, 2022.

**PRATHIBA M. SINGH, J.**

**OCTOBER 6, 2022**  
**MR/kt**