

By Email/ DoT Website

File No.: 4-10/2025-DGT/4 (Part-III)
Government of India
Ministry of Communications
Department of Telecommunications
Director General Telecom HQ
2nd Floor, UIDAI HQ, New Delhi -110001

Date: 24-09-2026

To

All Licensees with Internet Service Authorization

Subject: CS(COMM) 861 of 2023: Fabindia Limited Vs. John Doe & Anr. in the Hon'ble High Court of Delhi.

Please find enclosed the Hon'ble High Court of Delhi order(s) dated 04.12.2023 in the captioned case.

2. Please refer to para(s) 19 (ii & iii) of the aforesaid court order along with Addl. Affidavit dated 08.09.2026 regarding blocking access to the website(s)/domain(s) [02 nos], as per the enclosed list.

3. In view of the above, all Licensees with Internet Service Authorization are hereby instructed to take immediate necessary action in respect of blocking access to the said website(s)/domain(s), as per the enclosed list, in compliance with the said court order(s).

Encl: A/A

Digitally signed by
Sudhir
Date: 24-09-2026
15:41:06

ADG (T)
Email: adgnt.hq-dgt-dot@gov.in

Copy to:

i. Ministry of Electronics and Information Technology (MeitY), New Delhi (cyberlaw-legal@meity.gov.in) - Requested to take action as per the said Court order/ enclosed Annexure pl.

ii. Ms.Simran Karkhur (simran.karkhur@mplawoffices.in), Plaintiff's Counsel- For kind information and with a request to take action as per the enclosed Annexure pl.

iii. The Special DGT, Delhi LSA – For kind information and further necessary action.

CS(COMM) 861 of 2023:

Website(s)/domain(s)

- | | | |
|-----------------------|---|---|
| i. fabindiakurtis.com | - | https://fabindiakurtis.com/ |
| ii. fabindiia.com | - | https://fabindiia.com/ |

const1.hq-dgt-dot < const1.hq-dgt-dot@govcontractor.nic.in >

Fwd: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Subodh Saxena < ddgit.hq-dgt-dot@gov.in >

Wed, 16 Sep 2026 3:07:34 PM +0530

To "ADG Technology DGT HQ"<adgnt.hq-dgt-dot@gov.in>,"Arun Kumar"<consnt.hq-dgt-dot@govcontractor.nic.in>,"Kripa Shanker Pandey"<adt.hq-dgt-dot@gov.in>,"SUNIL KUMAR"<const1.hq-dgt-dot@govcontractor.nic.in>,"Manish Shukla"<dirit.hq-dgt-dot@gov.in>

===== Forwarded message =====

From: Cyber Law Legal <cyberlaw-legal@meity.gov.in>

To: "ADG Technology DGT HQ"<adgnt.hq-dgt-dot@gov.in>,"Manish Shukla"<dirit.hq-dgt-dot@gov.in>,"Kripa Shanker Pandey"<adt.hq-dgt-dot@gov.in>

Cc: "Deepak Goel"<gccyberlaw@meity.gov.in>,"Sathyanarayanan Subramanian"<sathya.s@meity.gov.in>,"Avneet Toor Gupta"<avneett.g@nic.in>,"Nagarajan N"<nagarajan.n@meity.gov.in>,"Subodh Saxena"<ddgit.hq-dgt-dot@gov.in>

Date: Wed, 16 Sep 2026 10:17:04 +0530

Subject: Fwd: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

===== Forwarded message =====

Dear Sir,

Request your attention to the trailing email as under. Would appreciate, if you could review it and take necessary action, as required.

Kindly, inform us once the needful has been done.

Thanks and Regards

Nagarajan. N

Scientist C

Cyberlaw Division

Ministry of Electronics and Information Technology (MeitY)

Tel: [9310759547](tel:9310759547)

===== Forwarded message =====

From: simran karkhur <simran.karkhur@mplawoffices.in>

To: "cyberlaw-legal"<cyberlaw-legal@meity.gov.in>

Cc: "dipankar.vig"<dipankar.vig@mplawoffices.in>,"Kunal Juneja"<Kunal.Juneja@mplawoffices.in>,"Sandip"<Sandip@meity.gov.in>,"chinnasamy"<chinnasamy.v@meity.gov.in>,"avneett"<avneett.g@govcontractor.in>,"nagarajan"<nagarajan.n@meity.gov.in>,"abhinesh meena"<abhinesh.meena@gov.in>,"sachin agarwal"

<sachin.agarwal@fabindia.net>, "advocatevinay spc"
<advocatevinay.spc@gmail.com>, "kamnabehrani24"
<kamnabehrani24@gmail.com>

Date: Wed, 09 Sep 2026 16:30:45 +0530

Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

===== Forwarded message =====

Dear Sir,

We have duly filed the referred additional affidavit on record. The diary number of the same is: E-382694/2026.

Again request you to kindly block the highlighted rogue website & pages.

Regards

Simran Karkhur | Associate

T. [+91 11 4710 2250](tel:+911147102250) D. [+91 11 4710 3386](tel:+911147103386) M. [+91 997879136675](tel:+91997879136675)

F. [+91 11 4710 2290](tel:+911147102290) E. simran.karkhur@mplawoffices.in



MP Law Offices

1 H, Vandhna, 11, Tolstoy Marg,

New Delhi – 110 001, India

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From: "simran karkhur" <simran.karkhur@mplawoffices.in>

To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>

Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja" <Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>

Sent: Friday, 14 August, 2026 13:05:59

Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

We have duly filed the referred additional affidavit on record. The diary number of the same is: E-339753/2026.

Again request you to kindly block the highlighted rogue website & pages.

Regards

Simran Karkhur | Associate

T. [+91 11 4710 2250](tel:+911147102250) D. [+91 11 4710 3386](tel:+911147103386) M. [+91 997879136675](tel:+91997879136675)
F. [+91 11 4710 2290](tel:+911147102290) E. simran.karkhur@mplawoffices.in



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From: "simran karkhur" <simran.karkhur@mplawoffices.in>
To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>
Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja" <Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>
Sent: Monday, 27 July, 2026 17:20:07
Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

We have duly filed the referred additional affidavit on record. The diary number of the same is: E-307348/2026.

Again request you to kindly block the highlighted rogue website & pages.

Regards

Simran Karkhur | Associate

T. [+91 11 4710 2250](tel:+911147102250) D. [+91 11 4710 3386](tel:+911147103386) M. [+91 997879136675](tel:+91997879136675)
F. [+91 11 4710 2290](tel:+911147102290) E. simran.karkhur@mplawoffices.in



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New Delhi – 110 001, India

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From: "simran karkhur" <simran.karkhur@mplawoffices.in>
To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>
Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja" <Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>
Sent: Friday, 17 July, 2026 17:21:08
Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

We have duly filed the referred additional affidavit on record. The diary number of the same is: E-289334/2026.

Again request you to kindly block the highlighted rogue website & pages.

Best Regards

Simran Karkhur | Associate

T. [+91 11 4710 2250](tel:+911147102250) D. [+91 11 4710 3386](tel:+911147103386) M. [+91 997879136675](tel:+91997879136675)

F. [+91 11 4710 2290](tel:+911147102290) E. simran.karkhur@mplawoffices.in



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To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>
Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja" <Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>

Sent: Friday, 20 February, 2026 13:27:40

Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

We have duly filed the referred additional affidavit on record. The diary number of the same is: E-87454/2026.

Again request you to kindly block the highlighted rogue website & pages.

Best Regards

Simran Karkhur | Associate

T. [+91 11 4710 2250](tel:+911147102250) D. [+91 11 4710 3386](tel:+911147103386) M. [+91 997879136675](tel:+91997879136675)

F. [+91 11 4710 2290](tel:+911147102290) E. simran.karkhur@mplawoffices.in



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From: "simran karkhur" <simran.karkhur@mplawoffices.in>

To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>

Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja" <Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>

Sent: Thursday, 19 February, 2026 17:13:47

Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

I am reaching out to you for and on behalf of Fabindia Limited.

We have identified one new illegal and rogue website, which are leveraging on the goodwill of Fabindia:

Website - '[Fabindiakurti.com](https://fabindiakurti.com)'

A website with the URL: <https://fabindiakurti.com/>

The details of the website have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

Meanwhile we request you to kindly block the highlighted rogue websites & pages.

Best Regards

Simran Karkhur | Associate

T. [+91 11 4710 2250](tel:+911147102250) D. [+91 11 4710 3386](tel:+911147103386) M. [+91 997879136675](tel:+91997879136675)

F. [+91 11 4710 2290](tel:+911147102290) E. simran.karkhur@mplawoffices.in



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From: "simran karkhur" <simran.karkhur@mplawoffices.in>
To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>
Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja" <Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>
Sent: Thursday, 20 November, 2025 18:03:11
Subject: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

I am reaching out to you for and on behalf of Fabindia Limited.

We have identified one new illegal and rogue website, which are leveraging on the goodwill of Fabindia:

Website - ‘FABINDIAA.COM’

A website with the URL: www.fabindiaa.com

The details of the website have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

Meanwhile we request you to kindly block the highlighted rogue websites & pages.

Best Regards

Simran Karkhur | Associate

T. [+91 11 4710 2250](tel:+911147102250) D. [+ 91 11 4710 3386](tel:+911147103386) M. [+ 91 997879136675](tel:+91997879136675)

F. [+91 11 4710 2290](tel:+911147102290) E. simran.karkhur@mplawoffices.in



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1 Attachment(s)

Additional Affidavit - fabindiaku...

510.3 KB

const1.hq-dgt-dot < const1.hq-dgt-dot@govcontractor.nic.in >

**Fwd: Re: Fwd: Request to block unauthorized websites - Fabindia - CS (COMM)
861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)**

Manish Shukla < dirit.hq-dgt-dot@gov.in >

Thu, 10 Sep 2026 2:42:55 PM +0530

To "ADG Technology DGT HQ"<adgnt.hq-dgt-dot@gov.in>,"Arun Kumar"<consnt.hq-dgt-dot@govcontractor.nic.in>,"Kripa Shanker Pandey"<adt.hq-dgt-dot@gov.in>,"SUNIL KUMAR"<const1.hq-dgt-dot@govcontractor.nic.in>

हार्दिक शुभकामनाओं के साथ/ With warm regards,

मनीष शुक्ला/ Manish Shukla
निदेशक (टी), डीजीटी मुख्यालय/ Director (T), DGT HQ



==== Forwarded message =====
From: Vikas Bansal <ada2.dl-dgt-dot@gov.in>
To: "ADG Technology DGT HQ"<adgnt.hq-dgt-dot@gov.in>,"Kripa Shanker Pandey"<adt.hq-dgt-dot@gov.in>
Cc: "Devinder Yadav"<dira.dl-dgt-dot@gov.in>,"Manish Shukla"<dirit.hq-dgt-dot@gov.in>
Date: Thu, 10 Sep 2026 13:41:46 +0530
Subject: Re: Fwd: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)
==== Forwarded message =====

महोदय,

उपरोक्त विषय और मामले के संबंध में सरकारी वकील की ओर से प्राप्त ईमेल आपकी जानकारी और आगे की आवश्यक कार्रवाई हेतु अग्रेषित किया जा रहा है।

In the said matter the trailing email is forwarded for kind information and further necessary action. "-" without Case: CS 861 / 2023-Fabindia Limited Vs. John Doe & Anr.

सादर / Regards

विकास बंसल / Vikas Bansal
सहायक निदेशक (प्रशासन)/ Asstt. Director (Admin)
कार्यालय विशेष महानिदेशक दूरसंचार दिल्ली एल.एस.ए
O/o Special Director General Telecom Delhi LSA,

5वीं मंजिल, एमडीएस भवन, जेएलएन मार्ग, नई दिल्ली-110002
5th Floor. MDS Bhawan JLN Marg New Delhi-110002
दूरसंचार विभाग / Department of Telecommunications
संचार मंत्रालय / Ministry of Communications
भारत सरकार / Government of India

Mobile: 94160-10093

From: Kamna Behrani <kamnabehrani24@gmail.com>
To: "Vikas Bansal" <ada2.dl-dgt-dot@gov.in>
Cc: "advocatevinayspc" <advocatevinay.spc@gmail.com>
Date: Thu, 10 Sep 2026 10:31:12 +0530
Subject: Re: Fwd: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Sir,

Please find attached the requisite court order dated 04.12.2023, as referred to in the affidavit filed by the Plaintiff.

Regards,
Kamna Behrani
Advocate
[For Mr Vinay Yadav, CGSC]

On Thu, Sep 10, 2026 at 10:00 AM Vikas Bansal <ada2.dl-dgt-dot@gov.in> wrote:

Please attach the requisite court orders.

सादर / Regards

विकास बंसल / Vikas Bansal
सहायक निदेशक (प्रशासन)/ Asstt. Director (Admin)
कार्यालय विशेष महानिदेशक दूरसंचार दिल्ली एल.एस.ए
O/o Special Director General Telecom Delhi LSA,
5वीं मंजिल, एमडीएस भवन, जेएलएन मार्ग, नई दिल्ली-110002
5th Floor. MDS Bhawan JLN Marg New Delhi-110002
दूरसंचार विभाग / Department of Telecommunications
संचार मंत्रालय / Ministry of Communications
भारत सरकार / Government of India

Mobile: 94160-10093

From: Kamna Behrani <kamnabehrani24@gmail.com>
To: <ada2.dl-dgt-dot@gov.in>
Cc: "advocatevinayspc" <advocatevinay.spc@gmail.com>, <secy-dot@nic.in>
Date: Wed, 09 Sep 2026 16:12:12 +0530
Subject: Fwd: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Respected Sir,

Kindly find enclosed herewith identified rogue website identified by the Plaintiff in the captioned matter, same is for your kind information and necessary action.

Regards,
Kamna Behrani
Advocate
[For Mr Vinay Yadav, CGSC]

----- Forwarded message -----

From: **simran karkhur** <simran.karkhur@mplawoffices.in>

Date: Wed, Sep 9, 2026 at 3:37 PM

Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

To: cyberlaw-legal <cyberlaw-legal@meity.gov.in>

Cc: dipankar.vig <dipankar.vig@mplawoffices.in>, Kunal Juneja <Kunal.Juneja@mplawoffices.in>, Sandip <Sandip@meity.gov.in>, chinnasamy <chinnasamy.v@meity.gov.in>, avneett <avneett.g@govcontractor.in>, nagarajan <nagarajan.n@meity.gov.in>, abhinesh meena <abhinesh.meena@gov.in>, sachin agarwal <sachin.agarwal@fabindia.net>, <advocatevinay.spc@gmail.com>, <kamnabehrani24@gmail.com>

Dear Sir,

I am reaching out to you for and on behalf of Fabindia Limited.

We have identified new illegal and rogue websites, which is leveraging on the goodwill of Fabindia:

Website -

fabindiakurtis.com - <https://fabindiakurtis.com/>

fabindiia.com - <https://fabindiia.com/>

The details of the websites have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

Meanwhile we request you to kindly block the highlighted rogue websites & pages.

Best Regards

Simran Karkhur | Associate

T. +91 11 4710 2250 D. + 91 11 4710 3386 M. + 91 997879136675

F. +91 11 4710 2290 E. simran.karkhur@mplawoffices.in



MP Law Offices

1 H, Vandhna, [11, Tolstoy Marg,](#)

[New Delhi – 110 001, India](#)

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From: "simran karkhur" <simran.karkhur@mplawoffices.in>
To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>
Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja" <Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>
Sent: Thursday, 13 August, 2026 12:46:42
Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

I am reaching out to you for and on behalf of Fabindia Limited.

We have identified new illegal and rogue website, which is leveraging on the goodwill of Fabindia:

Website -

1) fabindiashop.com - <https://fabindiashop.com/>

The details of the website have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

Meanwhile we request you to kindly block the highlighted rogue websites & pages.

Best Regards

Simran Karkhur | Associate

T. +91 11 4710 2250 D. + 91 11 4710 3386 M. + 91 997879136675
F. +91 11 4710 2290 E. simran.karkhur@mplawoffices.in



MP Law Offices

1 H, Vandhna, 11, [Tolstoy Marg.](#),
[New Delhi - 110 001, India](#)

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From: "simran karkhur" <simran.karkhur@mplawoffices.in>
To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>
Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja"

<Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>

Sent: Monday, 27 July, 2026 15:04:54

Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

I am reaching out to you for and on behalf of Fabindia Limited.

We have identified new illegal and rogue website, which is leveraging on the goodwill of Fabindia:

Website -

1) **fabIndia.in** - <https://www.fabIndia.in/>

The details of the website have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

Meanwhile we request you to kindly block the highlighted rogue websites & pages.

Best Regards

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To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>

Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja" <Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett"

<avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>

Sent: Friday, 17 July, 2026 16:20:25

Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

I am reaching out to you for and on behalf of Fabindia Limited.

We have identified new illegal and rogue websites, which are leveraging on the goodwill of Fabindia:

Website -

- 1) fabindia.online <https://fabindia.online/>
- 2) fab-india.in <https://fab-india.in/>
- 3) [fabindiakurta.co](https://www.fabindiakurta.co/) <https://www.fabindiakurta.co/>
- 4) fabiindiakurti.com <https://fabiindiakurti.com/>
- 5) Page Link: https://www.instagram.com/fabindia_online?igsh=djR5eDN6OWQ3cHUz

The details of the website have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

Meanwhile we request you to kindly block the highlighted rogue websites & pages.

Best Regards

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To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>
Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja"

<Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>, "chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>

Sent: Friday, 24 April, 2026 16:21:10

Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

I am reaching out to you for and on behalf of Fabindia Limited.

We have identified one new illegal and rogue website/Page, which are leveraging on the goodwill of Fabindia:

Website - Fabindiakurti.com

A Instagram Page with the URL: <https://www.instagram.com/fabindia.kurtis?igsh=MXhldzQ1c2c5Zzh3dA==>

The details of the website have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

Meanwhile we request you to kindly block the highlighted rogue websites & pages.

Best Regards

Simran Karkhur | Associate

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To: "cyberlaw-legal" <cyberlaw-legal@meity.gov.in>
Cc: "dipankar.vig" <dipankar.vig@mplawoffices.in>, "Kunal Juneja" <Kunal.Juneja@mplawoffices.in>, "Sandip" <Sandip@meity.gov.in>,

"chinnasamy" <chinnasamy.v@meity.gov.in>, "avneett" <avneett.g@govcontractor.in>, "nagarajan" <nagarajan.n@meity.gov.in>, "abhinesh meena" <abhinesh.meena@gov.in>, "sachin agarwal" <sachin.agarwal@fabindia.net>

Sent: Thursday, 19 February, 2026 17:13:47

Subject: Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Dear Sir,

1 Attachment(s)

fabhigh_court_order.pdf

402.9 KB

IN THE HIGH COURT OF DELHI AT NEW DELHI

(Ordinary Original Commercial Jurisdiction)

Commercial Category Code: 50000

CS(COMM) NO. 861 OF 2023

IN THE MATTER OF:

Fabindia Limited

...Plaintiff

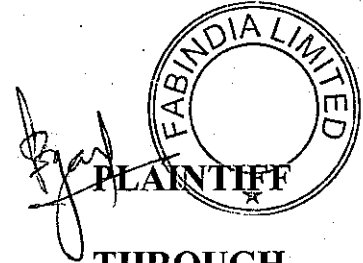
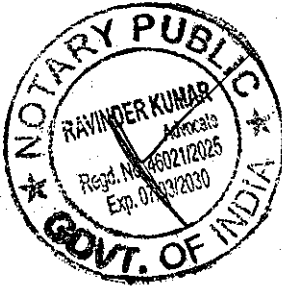
Versus

Ashok Kumar / John Doe & Ors.

...Defendants

INDEX

<u>S.NO</u>	<u>PARTICULARS</u>	<u>PAGE Nos.</u>
1.	Additional Affidavit as against rogue websites	1-5
2.	Court Fee	6
3.	Advance Service	7-12



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DIPANKAR VIG (D/1971/7) PRANAY SARKAR(D/2566/6)

KUNAL JUNEJA (D/1889/8)

(ADVOCATES FOR THE PLAINTIFF)

1H, VANDHANA, 11, TOLSTOY MARG,

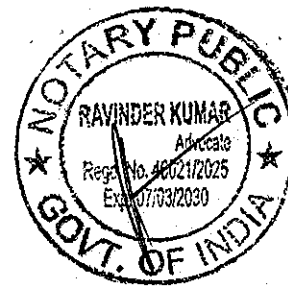
DATE:07.09.26

DELHI – 110001, PH: 91-11-47102250

PLACE: DELHI

MOB: + 91- 9999009825

Email id: kunal.juneja@mplawoffices.in



1

IN THE HIGH COURT OF DELHI AT NEW DELHI
(Ordinary Original Commercial Jurisdiction)
Commercial Category Code: 50000
CS(COMM) NO. 861 OF 2023

IN THE MATTER OF:

Fabindia Limited

...Plaintiff

Versus

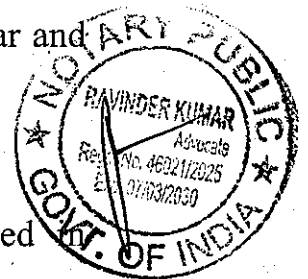
Ashok Kumar / John Doe & Ors.

...Defendants

ADDITIONAL AFFIDAVIT ON BEHALF OF THE PLAINTIFF, IDENTIFYING AND BRINGING TO THIS HON'BLE COURT'S NOTICE ADDITIONAL ROGUE WEBSITES WHICH ARE INFRINGING THE REGISTERED TRADE MARK, TRADE NAME, BUSINESS NAME OF THE PLAINTIFF.

I, Sachin Agarwal, S/o, S.C. Agarwal, aged 46 years, working at L&T Business Park, 2nd, 3rd and 9th Floor, Sector 27D, Faridabad, Haryana- 121003, duly designated as General Counsel and Authorised Representative of the Plaintiff Company and I hereby solemnly affirm and state as under:

1. I am the authorised representative of the Plaintiff Company and am well conversant with the facts and circumstances of the captioned case. As such, I am competent to swear and affirm the present affidavit.
2. I state that, the present affidavit is being preferred in accordance with the order dated 04.12.2023 passed by this Hon'ble Court, directing the Plaintiff to approach this Hon'ble Court and bring to its kind notice the details of the perpetrator(s), infringing upon the Intellectual Property of the Plaintiff. Vide the said order, this Hon'ble Court further granted the Plaintiff the liberty to approach Defendant no.



4, 5, 6 and 7 and request them to block the arrayed perpetrator(s).

Para 19(iii) of the order is reproduced as hereinunder:

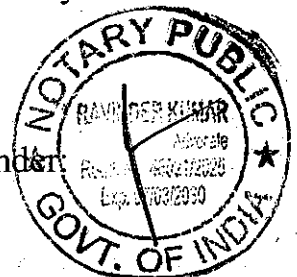
"In order to ensure that the plaintiff is not required to come again and again to the Court, this injunction shall extend to any other website/domain name using the mark "Fabindia" to which the plaintiff draws the attention of the defendants. In case, any such new infringing website comes up, the plaintiff shall file an additional affidavit before this Court drawing attention of the Court to the said website."

[Emphasis Supplied]

3. I state that the Plaintiff company has identified new rogue websites by the name of 'fabindiakurtis.com' and 'Fabindiia.com' which are infringing upon the registered trade mark, trade name and business name of the Plaintiff, i.e., "Fabindia". The said websites are using the Trademark, brand name, and business name of the Plaintiff company, thereby posing as the Plaintiff itself while dealing in similar products as that of the Plaintiff, i.e., Indian wear (Kurti, dupattas, co-ord sets etc).
4. The rogue websites are falsely posing as the Plaintiff Company and are thereby monetizing over the goodwill build by the Plaintiff painstakingly over the past many years. Therefore, the same deserves to be blocked.

Profile link of rogue websites is reproduced as hereinunder:

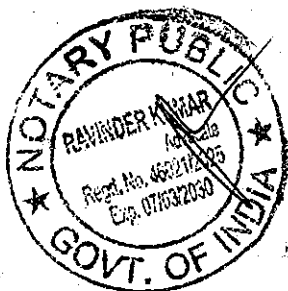
- <https://fabindiakurtis.com>
- <https://fabindiia.com/>



Facebook page through which they are advertising:

- <https://www.facebook.com/share/1JuwRYY6Cw/?mibextid=wwXlfr>

5. A few pictures of the rogue websites are reproduced below:

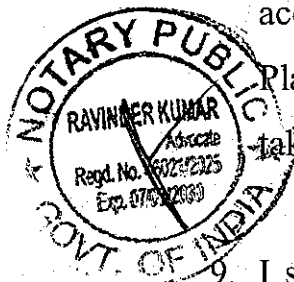




6. Given that the rogue websites are targeting the public at large and many have unfortunately been prey to the illegalities being committed by them, immediate action in the said regard is imperative.

7. I state that in accordance with the referred order and for Defendant no. 4, 5, 6 and 7 to take requisite steps to proceed with the blocking of the said website, the Plaintiff company is filing the instant affidavit.

8. I, state that in accordance with the referred order and also in accordance with the principles of natural justice, the Plaintiff most humbly prays before this Hon'ble Court to take the present affidavit on record.



9. I state that grave prejudice will be caused to the Plaintiff company, if the present affidavit is not taken on record and Defendant no. 4 -7 do not take the necessary steps to stop the ongoing illegalities.

10. I affirm that the contents of the present affidavit are true and correct to my knowledge and nothing material has been concealed from this Hon'ble Court.

11. I affirm that I have read the contents of the present affidavit and have understood the same. I state that the present affidavit has been drafted by my counsel on my directions.


FABINDIA LIMITED
DEPONENT

VERIFICATION:

Verified at New Delhi on this **08 SEP 2026** day of September, 2026. The contents of the above affidavit are true and correct to the best of my knowledge and nothing material has been concealed therefrom.

IDENTITY OF
Name of Advocate: **Simran Kaur**
Enr No. **D/9054/2025**

NOTARY PUBLIC
RAVINDER KUMAR
Advocate
Regd. No. 46321/2025
Exp. 07/03/2030
GOVT. OF INDIA

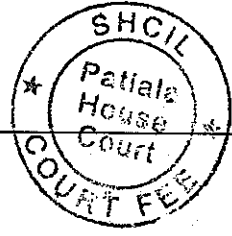

FABINDIA LIMITED
DEPONENT

ATTESTED

NOTARY PUBLIC
GOVT. OF INDIA

08 SEP 2026

Court Fees

GOVERNMENT OF NCT OF DELHI		
e-Court Fee		
DATE & TIME :	27-JUL-2026 12:55:41	
NAMES OF THE ACC/ REGISTERED USER :	SHCIL	
LOCATION :	PATIALA COURT	
e-COURT RECEIPT NO :	DLCT2731G2653M079	
e-COURT FEE AMOUNT :	₹ 20 (Rupees Twenty Only)	
 DLCT2731G2653M079		
Statutory Alert : The authenticity of this e-Court fee receipt should be verified at 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.		

Zimbra

simran.karkhur@mplawoffices.in

7
Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

From : simran karkhur <simran.karkhur@mplawoffices.in> Wed, 09 Sep, 2026 15:09
Subject : Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.) 8 attachments
To : Sameer lawyer <Sameer.lawyer@gmail.com>
Cc : dipankar.vig <dipankar.vig@mplawoffices.in>, Kunal Juneja <Kunal.Juneja@mplawoffices.in>, sachin agarwal <sachin.agarwal@fabindia.net>

Dear Sir,

I am reaching out to you for and on behalf of Fabindia Limited.

We have identified new illegal and rogue websites, which is leveraging on the goodwill of Fabindia:

Website -
fabindiakurtis.com - <https://fabindiakurtis.com/>
fabindiia.com - <https://fabindiia.com/>

The details of the websites have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

Meanwhile we request you to kindly block the highlighted rogue websites & pages.

Best Regards

Simran Karkhur | Associate

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F. +91 11 4710 2290 E. simran.karkhur@mplawoffices.in

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simran.karkhur@mplawoffices.in

Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023
(Fabindia Limited Vs. John Doe & Anr.)

From : simran karkhur <simran.karkhur@mplawoffices.in> Wed, 09 Sep, 2026 15:28
Subject : Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.) 8 attachments
To : Nikunj Saluja <Nikunj.Saluja@airtel.com>
Cc : amit bhatia <amit.bhatia@airtel.com>, dipankar.vig <dipankar.vig@mplawoffices.in>, Kunal Juneja <Kunal.Juneja@mplawoffices.in>, sachin agarwal <sachin.agarwal@fabindia.net>

Dear Sir,

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We have identified new illegal and rogue websites, which is leveraging on the goodwill of Fabindia:

Websites -

fabindiakurtis.com - <https://fabindiakurtis.com/>

fabindiia.com - <https://fabindiia.com/>

The details of the websites have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

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Best Regards

Simran Karkhur | Associate

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simran.karkhur@mplawoffices.in

Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

From : simran karkhur <simran.karkhur@mplawoffices.in> Wed, 09 Sep, 2026 15:33
Subject : Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.) 8 attachments
To : info <info@nixi.in>
Cc : dipankar.vig <dipankar.vig@mplawoffices.in>, Kunal Juneja <Kunal.Juneja@mplawoffices.in>, sachin agarwal <sachin.agarwal@fabindia.net>

Dear Sir,

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Website -
fabindiakurtis.com - <https://fabindiakurtis.com/>
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Zimbira

simran.karkhur@mplawoffices.in

Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023
(Fabindia Limited Vs. John Doe & Anr.)

10

From : simran karkhur <simran.karkhur@mplawoffices.in>
Subject : Re: Request to block unauthorized websites - Fabindia - CS
(COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

Wed, 09 Sep, 2026 15:36

8 attachments

To : cyberlaw-legal <cyberlaw-legal@meity.gov.in>

Cc : dipankar.vig <dipankar.vig@mplawoffices.in>, Kunal Juneja
<Kunal.Juneja@mplawoffices.in>, Sandip
<Sandip@meity.gov.in>, chinnasamy
<chinnasamy.v@meity.gov.in>, avneett
<avneett.g@govcontractor.in>, nagarajan
<nagarajan.n@meity.gov.in>, abhinesh meena
<abhinesh.meena@gov.in>, sachin agarwal
<sachin.agarwal@fabindia.net>, advocatevinay spc
<advocatevinay.spc@gmail.com>,
kamnabehrani24@gmail.com

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Zimbra

simran.karkhur@mplawoffices.in

11
Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.)

From : simran karkhur <simran.karkhur@mplawoffices.in> Wed, 09 Sep, 2026 15:38
Subject : Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.) 8 attachments
To : grievance officer <grievance.officer@jio.com>
Cc : dipankar.vig <dipankar.vig@mplawoffices.in>, Kunal Juneja <Kunal.Juneja@mplawoffices.in>, sachin agarwal <sachin.agarwal@fabindia.net>

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Website -
fabindiakurtis.com - <https://fabindiakurtis.com/>
fabindiia.com - <https://fabindiia.com/>

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Zimbra

simran.karkhur@mplawoffices.in

Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 12
(Fabindia Limited Vs. John Doe & Anr.)

From : simran karkhur <simran.karkhur@mplawoffices.in> Wed, 09 Sep, 2026 15:38
Subject : Re: Request to block unauthorized websites - Fabindia - CS (COMM) 861 OF 2023 (Fabindia Limited Vs. John Doe & Anr.) 8 attachments
To : Adg2ds-Dot <Adg2ds-Dot@Gov.In>
Cc : dipankar.vig <dipankar.vig@mplawoffices.in>, Kunal Juneja <Kunal.Juneja@mplawoffices.in>, sachin agarwal <sachin.agarwal@fabindia.net>

Dear Sir,

I am reaching out to you for and on behalf of Fabindia Limited.

We have identified new illegal and rogue websites, which is leveraging on the goodwill of Fabindia:

Website -

fabindiakurtis.com - <https://fabindiakurtis.com/>
fabindiia.com - <https://fabindiia.com/>

The details of the websites have been outlined in the attached affidavit.

We shall shortly share the filing no. of the affidavit with you.

Meanwhile we request you to kindly block the highlighted rogue websites & pages.

Best Regards

Simran Karkhur | Associate

T. +91 11 4710 2250 D. +91 11 4710 3386 M. +91 997879136675
F. +91 11 4710 2290 E. simran.karkhur@mplawoffices.in



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

+ **CS(COMM) 861/2023**

FABINDIA LIMITED

..... Plaintiff

Through: Mr. Viraj Datar, Sr. Advocate
with Mr. Dipankar Vig, Mr. Pranay Sarkar,
Mr. Kunal Juneja, Ms. Ujjwala Gupta and
Mr. Saurav Joon, Advs.

versus

ASHOK KUMAR/JOHN DOE AND ORS. Defendants

Through: Mr. Harish Vaidyanathan
Shankar, CGSC with Mr. Srish Kumar
Mishra, Mr. Alexander Mathai Paikaday and
Mr. Krishnan V., Advs. for the Registrar of
Trade Marks for Defendants 4 and 5

CORAM:

HON'BLE MR. JUSTICE C. HARI SHANKAR

ORDER

%

04.12.2023

CS(COMM) 861/2023

1. I have heard Mr. Viraj Datar, learned Senior Counsel for the plaintiff and Mr. Krishnan V., learned Counsel, who appears on behalf of Mr. Harish Vaidyanathan Shankar for Defendants 4 and 5

2. The plaintiff is a renowned Indian retail company which specializes in production and sale of a wide range of handcrafted products. It has been using the mark "Fabindia" and is also the proprietor of over hundred registered trade marks including the following:



S. NO	PARTICULARS	TRADE MARK
1.	Wordmark: FABINDIA (DEVICE) Proprietor: FABINDIA LIMITED Application Number: 759211 Class / Classes: 25 Status: Registered	
2.	Wordmark: FABINDIA CELEBRATE INDIA Proprietor: FABINDIA OVERSEAS PRIVATE LIMITED Application Number: 2845335 Class / Classes: 25 Status: Registered	
3.	Wordmark: FABINDIA Proprietor: FABINDIA OVERSEAS PRIVATE LIMITED Application Number: 2845351 Class / Classes: 25 Status: Registered	
4.	Wordmark: FABINDIA Proprietor: FABINDIA OVERSEAS PRIVATE LIMITED Application Number: 2845356 Class / Classes: 35 Status: Registered	
5.	Wordmark: Fabindia Experience Centre Proprietor: FABINDIA OVERSEAS PRIVATE LIMITED Application Number: 3696348 Class / Classes: 35 Status: Registered	
6.	Wordmark: Fabindia Experience Centre celebrate INDIA Proprietor: FABINDIA OVERSEAS PRIVATE LIMITED	



	Application Number: 3696350 Class / Classes: 35 Status: Registered	
7.	Wordmark: FAB INDIGO Proprietor: FABINDIA OVERSEAS PVT. LTD. Application Number: 3325457 Class / Classes: 25 Status: Registered	
8.	Wordmark: FAB NATURALS Proprietor: FABINDIA LIMITED Application Number: 3325462 Class / Classes: 25 Status: Registered	

3. The plaintiff has a network of over “Fabindia” stores retailing its products across India, including 28 owned experience centers, 185 company-owned and company-operated stores and 96 franchisee-owned and franchisee-operated stores. These outlets house the company's product and service offerings under a single umbrella, providing customers with an experiential and comprehensive Fabindia retail experience.

4. Averring thus, the plaint also provides the figures of sales revenue earned by the plaintiff, both in the individual segments as well as overall revenue earned by the plaintiff, using the mark “Fabindia”, during the year 2022-2023 alone, on e-commerce platforms, is to the tune of ₹ 95 crores, the plaintiff’s earnings are ₹ 167 crores against sale of apparels, ₹ 1073.49 crores in the home and lifestyle segment, ₹ 25.48 crores by sale of accessories, ₹ 14.76 crores



in the personal care segment and ₹ 1280.74 crores in the food and beverages segments. The plaintiff claims to have expended considerable amounts towards advertisement and promotion of the “Fabindia” mark, the amount spent towards the said purposes in 2022-2023 itself totalling to ₹ 30.97 crores.

5. The plaintiff is aggrieved by the fact that several fake websites have, which claim to be authorized sellers/resellers of the plaintiff’s products invited customers to purchase the plaintiff’s products from their websites. The plaintiff claims to have received complaints regarding such unlawful activities. Inasmuch as the identities of the persons running the websites are unknown, the plaintiff has impleaded them under one heading “Ashok Kumar/John Doe, as Defendant 1. The said products stated to be sold across the Shopify and Pay – U websites, who have, therefore, been impleaded as Defendants 2 and 3. The most recent such fake website is stated to be <https://fabsinida.shop/?syclid=36439983-0773-4b9c-bc62-88695bfd482b>. Para 21 of the plaint provides the IDs of some other such fake websites, who are holding themselves out as authorized retailers of the plaintiff. These IDs are <https://fabindia.shop/>, <https://fabindia.club/>, <https://fabindia.live/>, <https://fabindia.fashion/>, <https://fabindia.design/>, <https://fabindia.store/>, <https://fabindia.xyz/> , <https://fabindia.xyz/policies/contact-information>, <https://fabsindia.co.in/>, <https://fabsinida.shop/?syclid=36439983-0773-4b9c-bc62-88695bfd482b> and <https://fabindya.com/>.

6. The plaintiff claims to have received, till date, 1114 complaints at its customer care hotline, regarding proliferation of such fake/rogue



websites, with the number increasing day-by-day.

7. In these circumstances, the plaintiff wrote to Defendants 2 and 3 on 9 June 2023 and 12 June 2023, calling on them to take down the offending websites, which were mimicking the plaintiff's original "Fabindia" website. There has been little response to these requests, except that, on some occasions, Defendant 2 has taken down a few websites. It is asserted, even thereafter, websites on both the platforms of Defendants 2 and 3 continued to proliferate.

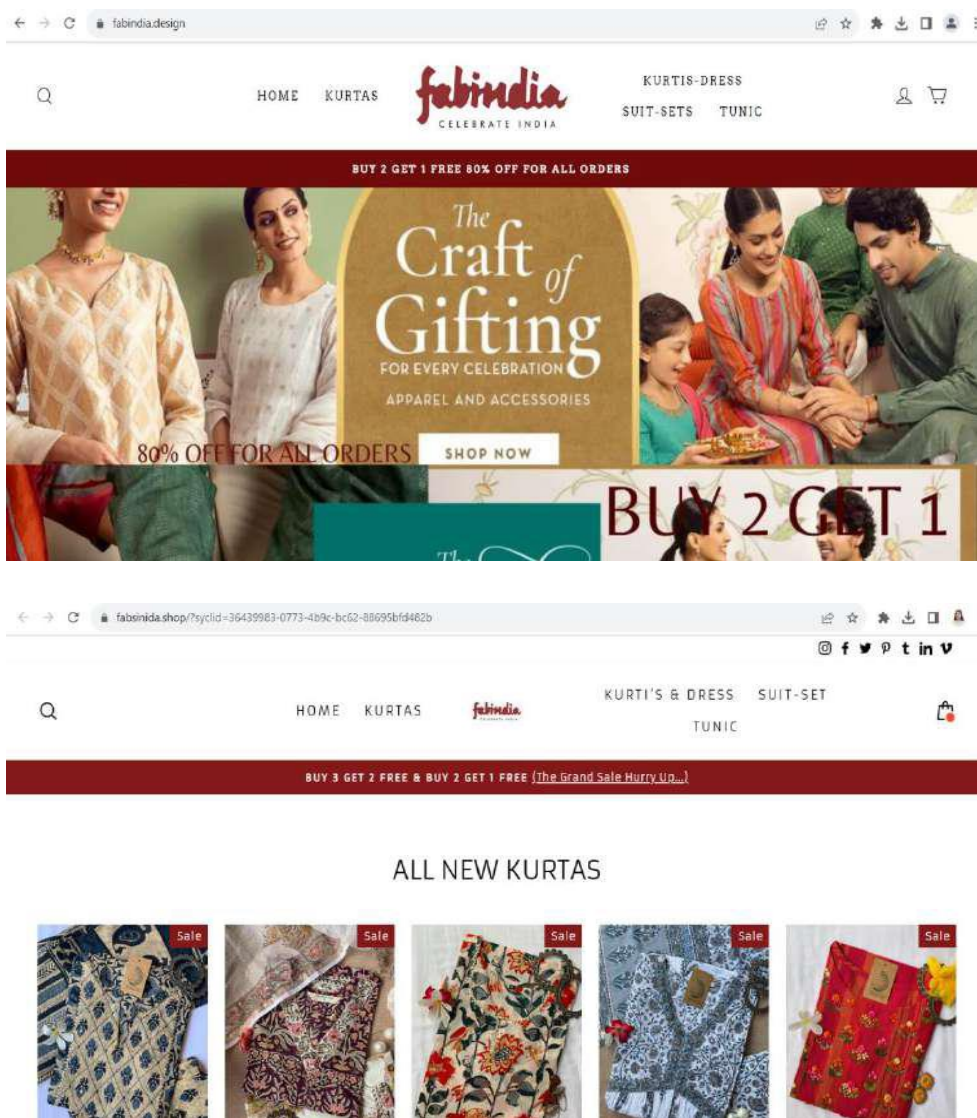
8. The plaintiff has provided screenshots of the websites of the defendants alongside the website of the plaintiff. A glance at the said screenshots reveals that the defendants are clearly imitating the look and feel of the plaintiff's website. These screenshots may be reproduced thus:

"PICTURE A – ORIGINAL WEBSITE OF FAB INDIA





PICTURE B – THIRD PARTY MISUSING FAB INDIA'S PICTURE AND TRADE MARK



9. The plaint asserts that the plaintiff has not licensed or authorized any website except its own authorized website to use the mark “Fabindia” or any other identical mark.

10. It is in these circumstances that the plaintiff has approached this Court by means of the present suit, seeking a decree of permanent

CS(COMM) 861/2023



injunction, restraining any website from using, in any manner whatsoever, the plaintiff's trade mark/trade name "Fabindia" or any variation thereof, in any manner whatsoever, either for providing retail services in the segments in which the plaintiff operates or in any other allied goods or services.

11. Additionally, the plaintiff seeks a decree of permanent injunction against Defendants 2 and 3 from allowing any third party to latch on to the plaintiff's listing or use the plaintiff's "Fabindia" mark. Direction has also been sought to Defendants 4 and 5 to ensure compliance of the aforesaid directions by calling upon various internet service providers to block access to the websites identified by the plaintiff in the present suit or any other website, which uses "Fabindia" mark and is notified by the plaintiff. Additionally, a direction has been sought to Defendant 6, NIXI to block access to any website using "Fabindia" mark, to which attention of Defendant 6 may be drawn by the plaintiff. The plaintiff also seeks damages, rendition of account, costs and other alike reliefs.

12. Let the plaintiff be registered as a suit. Issue summons in the suit. Summons are accepted on behalf of Defendants 4 and 5 by Mr. Krishnan V., who appears on behalf of Mr. Harish Vaidyanathan Shankar.

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



of the documents filed by the defendants within 30 days thereof.

14. List before the learned Joint Registrar (Judicial) for completion of the pleadings, admission and denial of documents and marking of exhibits on 6 February 2024, whereafter the matter would be placed before the Court for case management hearing and further proceedings.

I.A. 24111/2023(Order XXXIX Rules 1 and 2 of the CPC)

15. This is an application by the plaintiff under Order XXXIX Rules 1 and 2 of the Code of Civil Procedure, 1908 (CPC) seeking interlocutory injunctive reliefs.

16. Issue notice, returnable before the Court on 6 March 2024. Notice is accepted on behalf of Defendants 4 and 5 by Mr. Krishnan V., who appears on behalf of Mr. Harish Vaidyanathan Shankar. Notice be also issued to the remaining defendants by all modes.

17. Reply be filed within four weeks with advance copy to learned Counsel for the plaintiff who may file rejoinder thereto, if any, within four weeks thereof.

18. Inasmuch as the present case involves fraud websites, which are fraudulently holding themselves out to be retailers/resellers of the plaintiff and are, on that basis, inviting consumers to purchase the plaintiff's products from the said websites, immediate interlocutory orders are justified. Prayer clause in this application reads thus:



“In light of the afore-mentioned facts and circumstances, the Plaintiff most respectfully prays that the Hon'ble Court may kindly be pleased to grant ex-parte ad-interim and/or interim injunction:

a. Restraining the Defendants, their partners, proprietors, officers, 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 and any other website identified by the Plaintiff to be infringing its trademark, copyright, any and all other exclusive rights, restraining them from in any manner whatsoever from infringing, latching, exhibiting, making available for viewing, leveraging, providing access and/or communicating to the public, through the internet, in any manner whatsoever, the Plaintiff's trade mark/ name "Fabindia", and its variations including but not limited to "Fabindia" either as a trademark, trade name, corporate name, domain name or in any manner whatsoever, in respect of same and similar good, amounting to unfair competition and commercial misappropriation of the Plaintiff's rights.

b. Restraining the Defendants, their directors, partners, proprietors, officers, servants, employees and all other in capacity of principal or agent acting for and, on their behalf, or anyone claiming through, by or under it, restraining them from impersonating the Plaintiff company, endeavouring to market identical or similar products, and from engaging in the sale or attempted sale of counterfeit or substandard products of the Plaintiff Company.

c. Restraining the Defendant No. 4 and 5, their directors, partners, proprietors, officers, servants, employees and all other in capacity of principal or agent acting for and on their behalf, or anyone claiming through, by or under it to ensure compliance of this order by calling upon the various internet service providers registered under it to block access to the various websites identified by the Plaintiff's in the instant suit other websites that may subsequently be notified by the Plaintiff's to be infringing its exclusive rights.

d. Restraining Unknown and Unidentified Defendants, and shutting down their illegal webpages, domains, websites etc, created to obtain illegal gains, monetary or otherwise, for infringing the Plaintiff's trademarks and by riding over the goodwill and reputation that the Plaintiff has attained/achieved over several years



of use, advertisement, promotion of its brand "Fabindia" in numerous jurisdictions around the world/globe including, India;

e. Pass any such other order(s) as this Hon'ble Court may deem fit and proper in the interest of justice and in favour of the Plaintiff Company and against the Defendants."

19. Having heard Mr. Datar, learned Senior Counsel for the plaintiff and Mr. Krishnan V, learned Counsel for Defendants 4 and 5, the following interim orders are passed by this Court to remain in force till the next date of hearing.

(i) The defendants, as well as all other acting on their behalf, are restrained from infringing, latching, exhibiting, making available for viewing, leveraging, providing access and/or communicating to the public through internet, in any manner whatsoever, the plaintiff's trade mark "Fabindia" and its variations, either as a trade mark or trade name or corporate name or domain name or in any manner whatsoever in respect of retail services or any other allied goods of services.

(ii) Defendants 4 and 5 are directed to call upon the various internet service providers registered under them to block access to the following websites identified by the plaintiff in paras 20 and 21 of the plaint and noted in para 5 (supra)

["https://fabindia.shop/](https://fabindia.shop/),
<https://fabindia.club/>,
<https://fabindia.live/>,
<https://fabindia.fashion/>,
<https://fabindia.design/>,
<https://fabindia.store/>,



<https://fabindia.xyz/>,
<https://fabindia.xyz/policies/contact-information>,
<https://fabsindia.co.in/>,
<https://fabsinida.shop/?syclid=36439983-0773-4b9c-bc62-88695bfd482b> and <https://fabindya.com/>.”

(iii) In order to ensure that the plaintiff is not required to come again and again to the Court, this injunction shall extend to any other website/domain name using the mark “Fabindia” to which the plaintiff draws the attention of the defendants. In case, any such new infringing website comes up, the plaintiff shall file an additional affidavit before this Court drawing attention of the Court to the said website.

(iv) Defendants 9 and 10 are directed to disclose, forthwith, identities of the persons, who own/operate the websites noted in para 5 (supra). Upon such information being provided, the plaintiff shall forthwith implead the said persons by filing an amended memo of parties in that regard. If any such amended memo of parties is filed, summons in the suit and notice in the present application, in the aforesaid terms, shall be issued to such newly impleaded parties as well for due compliance in accordance with the order passed today.

(v) Defendant 6 is also directed to block access to the domain names/websites identified hereinbefore.

20. Compliance of Order XXXIX Rule 3 of the CPC be effected on the unserved defendants within a week from today.



I.A. 24112/2023 (Exemption)

21. Subject to the plaintiff filing legible copies of any dim or illegible documents within 30 days, exemption is granted for the present.

22. The application is disposed of.

I.A. 24113/2023 (Order XI Rule 1(4) of the CPC)

23. This application seeks permission to file additional documents. The plaintiff is permitted to place additional documents on record in accordance with Order XI Rule 1(4) of the Code of Civil Procedure, 1908 (CPC) as amended by the Commercial Courts Act within four weeks from today.

24. The application stands disposed of accordingly.

I.A. 24114/2023 (Exemption from advance service)

25. This is an application for exemption from advance service. The service stands exempted inasmuch as the identity of the persons pertaining to infringing websites are concerned, they are unknown. As such, there can be no service of advance notice on them.

26. The application is disposed of.

I.A. 24115/2023 (Section 12A of the Commercial Courts Act, 2015)



27. In view of the nature of the present dispute, there has not been pre-institution mediation, the application is disposed of accordingly.

C.HARI SHANKAR, J

DECEMBER 4, 2023

rb

Click here to check corrigendum, if any

Annexure

Subject: Action requested to be taken by MEITY and Plaintiff for effective removal of content for viewing by public at large within India as per the said orders of Hon'ble Court.

It is observed that a number of orders of Hon'ble Court are issued for blocking of websites every month. There are around more than 2700 ISPs in India and these ISPs are connected among themselves in a mesh network. DOT is instructing each of the ISPs through emails/through its website for blocking of the websites as ordered by the Hon'ble Courts. Ensuring compliance of the orders by each of the ISPs is a time-consuming and complex task especially in view of multiplicity of orders of Hon'ble Courts, multiplicity of websites to be blocked and multiplicity of ISPs.

2. Allocation of Business Rules inter-alia states thus:-

'Policy matters relating to information technology; Electronics; and Internet (all matters other than licensing of Internet Service Provider).'

3. In view of above and in order to ensure effective removal by content for viewing by public at large, the plaintiff is requested to do a trace route of the web server hosting the said website. In case the web server happens to be in India, the plaintiff may inform the same to Meity who may direct the owner of such web server to stop transmission of content as per IT Act and as directed by the Hon'ble Court so that the content would be blocked from the source itself and the exercise of blocking by 2700 ISPs would not be required.

4. In case such server is located abroad i.e. outside India then access to such URL/website can be blocked through the international internet gateways which are much less in number. This would result in timely and effectively removal of undesirable content for viewing by public at large as is the requirement as per the orders of Hon'ble Court.