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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 42/2025**
WATERWAYS LEISURE TOURISM PRIVATE
LIMITEDPlaintiff

Through: Ms. Kripa Pandit & Mr. Christopher
Thomas, Advocates.

versus

MR. MUKESH PRASAD THAPLIYAL AND ORS.Defendants
Through: Mr. Lalit Kumar, Advocate for
Defendant No.1 (through VC).

CORAM:
HON'BLE MR. JUSTICE TEJAS KARIA

ORDER
17.09.2025

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I.A. 23175/2025

1. This is an Application under Order XXXIX Rule 2A read with Section 151 of the Code of Civil Procedure, 1908 and Section 12 of the Contempt of Courts Act, 1971.
2. The learned Counsel for the Plaintiff submits that despite the judgment dated 28.07.2025 in this Suit and an order dated 14.08.2025 in similar I.A. 19926/2025 having been passed, the Defendants / Contemnors are not complying with the judgment dated 28.07.2025 and order dated 14.08.2025.
3. The learned Counsel for the Plaintiff submits that the Defendants / Contemnors are required to be directed to strictly comply with the directions passed in the judgment dated 28.07.2025 and they should be directed to take down / block / delete the listings on third-party websites as mentioned in paragraph No. 10 to 12 in this Application.
4. The learned Counsel for the Plaintiff has further prayed that the



Defendants / Contemnors be directed to disclose and provide all the statement of accounts of the Defendants / Contemnors pertaining to sales / revenue generated under the CORDELIA INN marks i.e. 'CORDELIA INN' /



29.07.2025 till date.

5. Issue Notice. The learned Counsel for Defendant No. 1 / Contemnor No. 1 accepts Notice.

6. Let the Notice be served to Defendant Nos. 2 to 5 / Contemnor Nos. 2 to 5 through all permissible modes.

7. The learned Counsel for Defendant No. 1 / Contemnor No. 1 submits that Defendant No. 1 / Contemnor No. 1 is complying with the judgment dated 28.07.2025 and order dated 14.08.2025 and has not taken any bookings contrary to the judgment dated 28.07.2025 and order dated 14.08.2025.

8. Defendant No. 1 / Contemnor No. 1 is directed to file an undertaking and all the Defendants / Contemnors are directed to fully comply with the terms of the judgment dated 28.07.2025 and order dated 14.08.2025 passed in I.A. 19926/2025.

9. The following directions were passed in the judgment dated 28.07.2025:

“a. The defendants and all others acting for and on their behalf are restrained from marketing, using, soliciting, displaying, advertising and purveying including or through the online marketplaces, social media or by any other mode or manner

dealing with the marks “CORDELIA INN”/





/ or any other
identically/ deceptively similar marks thereby amounting to
infringement or passing off of the plaintiff registered trademark



“CRODELIA CRUSES”/ .

- b. The defendants are directed to forthwith take down/ block/ delete all references made under the impugned mark containing the word mark ‘CORDELIA’ and/ or any other marks/ device/ logo that is deceptively similar and/ or identical to the plaintiff's



registered trade mark ‘CORDELIA CRUISES’ /
from the third-party websites including but not limited to the
websites/ URL(s) as mentioned in paragraph no.32 of the plaint
and/ or any other third-party webpage/ website/ social media
post/ blog/ online locations created, authorized or operated
directly or indirectly by the defendants.

- c. Defendants are also restrained from using the domain name
<https://hotelcordeliainn.com/> and the email address
info@hotelcordeliainn.com and are directed to block/ suspend
and transfer the aforesaid domain and associated email in
favour of the plaintiff.”

10. The Defendants / Contemnors are also directed to take down, block, delete the listings of the third-party and inform the third-party websites as mentioned in paragraph Nos. 10 to 12 of this Application and all other booking websites including listings on the Google search page.

11. It is also directed that the Defendants / Contemnors shall file the



statement of accounts of the Defendants / Contemnors pertaining to all sales / revenue generated under the Mark i.e., 'CORDELIA INN'/'



from 29.07.2025 till date as already directed *vide* order dated 14.08.2025.

12. In view of the continuous non-compliance with the judgement dated 28.07.2025 and order dated 14.08.2025, it is directed that all the below mentioned Defendants / Contemnors shall remain personally / physically present on the next date of hearing.

S.No.	Names	Address
1	Mr. Mukesh Prasad Thapliyal, Proprietor	Near Natraj Chowk, Pragati Vihar Rishikesh, Dehradun (Uttarakhand)-249201 <u>Also at:-</u> Hotel Cordelia Inn Village Kirmola, Baraj Neelkanth Road Chilla Road, Rishikesh Dehradun (Uttarakhand)-249201 Phone No.-+91-7088855572 Email: info@hotelcordeliainn.co
2	Mr. Pradeep Arora, Proprietor of Cordelia Inn	Check No. 013748, Village Joke Pati Udyepur Tala Pargana Gangasallan, Yamkeshwar, Near Axis Bank ATM, Swarg Ashram, Rishikesh, Pauri Garhwal, Uttrakhand-249304
3	Ms. Savita Rani	Devpaga Hotels Pvt. Ltd J-20 Shivalik Nagar B.H.E.L, Haridwar, Uttarakhand, India - 249403



4	Mr. Manish Kumar	Devpaga Hotels Pvt. Ltd J-20 Shivalik Nagar B.H.E.L, Haridwar, Uttarakhand, India - 249403
5	Devpaga Hotels Pvt. Ltd C/o Mr. Arun Kumar	J-20 Shivalik Nagar B.H.E.L, Haridwar, Uttarakhand, India – 249403 Email: devpagapvtltd@gmail.com

13. Let the Reply be filed to this Application within a period of four weeks. Rejoinder thereto may be filed within a period of two weeks thereafter.
14. List on 28.10.2025, the date already fixed.

TEJAS KARIA, J

SEPTEMBER 17, 2025/ 'A'