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

+ **CS(COMM) 498/2024 & I.A. No. 41354/2024**

INDEPENDENT NEWS SERVICE PRIVATE LTD &

ANR.

....Plaintiffs

Through: Mr. Kunal Vats with Mr. Sanyam
Suri, Advocates.
(M): 8930707070
Email: sanyam@singhandsingh.com

versus

RAVINDRA KUMAR CHOUDHARY & ORS.Defendants

Through: Mr. Aadhar Nautiyal with Mr. Karan
Singh, Advocates for defendant no. 2.
Mr. Varun Pathak with Mr. Akhil
Shandilya, Advocates for defendant
no. 4/ Meta Platforms, Inc.
Mr. Aditya Gupta with Mr. Sauhard
Alung, Advocates for Google LLC.
(M): 9425341404

**CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA**

ORDER
% 04.10.2024

**I.A. No. 41354/2024 (Application on behalf of defendant no. 4 to modify,
set aside or vacate the ex-parte interim order dated 30th May, 2024 and
any subsequent extension orders)**

1. The present application has been filed on behalf of Meta Platform Inc., defendant no. 4 under Order XXXIX Rule 4 read with Section 151 of the Code of Civil Procedure, 1908 ("CPC") to modify the *ex-parte* interim



order dated 30th May, 2024, and other extension orders.

2. It is submitted that the order dated 30th May, 2024, be modified to the extent, it requires Meta to take action against any instances of the impugned content that may be notified by the plaintiffs. It is submitted that the said interim order improperly permits the plaintiffs to adjudicate content on the Facebook and Instagram Services, thereby, making plaintiffs judges of their own cause.

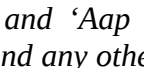
3. Attention of this Court has been drawn to the order dated 30th May, 2024, in particular, to paragraph no. 9(c), which reads as under:-

“xxx xxx xxx

c) Defendant nos. 2 to 4 are directed to remove the impugned content including social media posts/links of defendant no.1 containing the

impugned trademark/logo  and ‘Baap ki Adalat’ or any other trademark/logo deceptively similar to the trademark/logo of the plaintiff



viz.  and ‘Aap Ki Adalat’, as detailed in para 34 of the present application and any other links that may be notified by the plaintiffs.

xxx xxx xxx”

4. Learned counsel appearing for the defendant no. 4 further submits that the impugned listings have already been removed. He submits that two URLs have been made inaccessible and two URLs have already been taken down.

5. Learned counsel appearing for the plaintiffs submits that though the order dated 30th May, 2024 has been complied with by the defendant no. 4, however, the said compliance was done belatedly.

6. Issue notice.



7. Notice is accepted by learned counsels appearing for non-applicants.
8. Learned counsel appearing for the plaintiffs submits that the URLs pertaining to the impugned content have already been given in the plaint and that the directions as contained in the order dated 30th May, 2024, pertain to the URLs, already contained in the plaint.
9. Learned counsel appearing for the plaintiffs further submits that in case, any video of defendant no. 1, which is the subject matter of the present suit, comes to notice of the plaintiffs, the same shall be intimated to the defendants.
10. Accordingly, it is clarified that the order dated 30th May, 2024, pertains to the directions with respect to video of defendant no. 1, pertaining to subject matter of the present suit.
11. It is further clarified that, in case, the defendants have any doubt with respect to the infringing content of any video of defendant no. 1, as notified by the plaintiffs, the defendants are at liberty to write to the plaintiffs, in that regard.
12. In case, such communication is given by the defendants to the plaintiffs, the plaintiffs shall be at liberty to approach this Court to seek appropriate orders.
13. With the aforesaid clarification, the present application is disposed of.
CS(COMM) 498/2024
14. List before the Joint Registrar (Judicial) on the date already fixed, i.e., 08th October, 2024.

MINI PUSHKARNA, J

OCTOBER 4, 2024

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