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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 1028/2025**

SAMSUNG ELECTRONICS CO. LTD. & ANR.Plaintiffs
Through: **Mr. Saif Khan and Mr. Prajwal**
Kushwaha, Advocates.

versus

WWW.SAMsungSERVICECENTREHVDERABAD.COM & ORS.
.....Defendants
Through: **None**

CORAM:
HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER
% **12.03.2026**

I.A. 6325/2026 (under Order I Rule 10)

1. This is an application filed on behalf of the plaintiffs under Order I Rule 10 read with Section 151 of the Code of Civil Procedure, 1908 seeking impleadment of the following parties:

- (i) M/s MMS Solutions as Defendant no. 10
- (ii) Endurance Digital Domain Pvt. Ltd. as Proforma Defendant no. 11.

2. Mr. Saif Khan, learned counsel appearing on behalf of the plaintiff submits that, the proposed defendant no. 10 is the registrant of the impugned domain www.samsungmobileservicecenterchennai.in, which is alleged to be an infringing and unauthorized domain. He further submits that the said domain is registered with the proposed defendant no. 11 which is the domain name Registrar (DNR) by the name Endurance Digital Domain Pvt. Ltd.. He submits that in view of the interim orders passed by this Court on 25.09.2025, it would

CS(COMM) 1028/2025

Page 1 of 5



be imperative to implead both the aforesaid parties as proposed defendants to the suit.

3. Having regard, thereof, issue notice. Notice be served upon proposed defendant nos. 10 and 11, by all permissible modes upon the plaintiff taking steps within one week.

4. Reply, if any, be filed within two weeks.

5. Rejoinder, thereto be filed within two weeks thereafter.

I.A. 6327/2026 (under Order XXXIX Rules 1&2)

6. This is an application on behalf of the plaintiffs under Order XXXIX Rules 1&2 read with Section 151 of the Code of Civil Procedure, 1908, seeking the following prayers:

“14. In light of the foregoing paragraphs, the Plaintiff humbly prays as follows:

a. An ex-parte, ad-interim injunction restraining Defendant No.10, their principal officers, proprietor/partners, servants, agents and their affiliates, subsidiaries, and all others acting for and on their behalf from using the current layout, graphics, look and feel, website design, logo and images of the Plaintiff and its website, including as part of domain, email ID, social media handle, WhatsApp display picture or doing any act representing an association of the Defendants with the Plaintiff thereby leading to infringement of the Plaintiff's SAMSUNG trademarks, infringement of copyright and passing off as the Plaintiff.

b. An order of mandatory direction to (Proforma) Defendant No. 11 to take down and place a permanently on the impugned domain www.samsungmobileservicecenterchennai.in and to produce all details and particulars relating to the issuance of the said domain including basic subscriber data, and records of payments made for purchase and renewal of domain.

c. Directing Proforma Defendant no. 4-6, and 11 present before this court, to not register the impugned domains www.samsungservicecentrehyderabad.com, www.samsungservicecenterlucknow.in, www.samsungservice.co.in and www.samsungmobileservicecenterchennai.in any time in future.

Any further orders as this Hon'ble Court deems fit and proper in the facts and circumstances of this case.”



7. Mr. Khan, Learned counsel for the plaintiff submits that as recent as in February 2026, the plaintiff became aware of the infringing domain www.samsungmobileservicecenterchennai.in, which is believed to be operated and managed by the proposed defendant no. 10 i.e., M/s MMS Solutions, which is stated to be running a chain of service centres in the city of Chennai. He also states that as per the information available, the proposed defendant no. 10 is operating through the website www.mmschennai.in. Mr. Khan states that the only link between www.mmschennai.in and www.samsungmobileservicecenterchennai.in is the common phone number and the common address mentioned in both the websites. Further investigation reveal that the aforesaid domain names are registered with the proposed defendant no. 11, i.e. Endurance Digital Domain Pvt. Ltd. He states that since the plaintiff has come across the infringing domain name, the information necessitated the filing of the present application.

8. He seeks an *ex-parte ad interim* injunction against the proposed defendant no. 10 too.

9. Having regard to the aforesaid submissions made by Mr. Khan and having perused the averments stated in the application particularly the para 6, which are the details obtained from the Whois website, it appears that there is a *prima facie* infringement of the trademark of the plaintiff.

10. Moreover, the present infringing domain is similar in syntax and structure, as the earlier three domain names, which were directed to be taken down *vide* the order dated 25.09.2025. There is a possibility that the ordinary consumer may get confused or deceived by the impugned domain name or at least may erroneously associate the same with that of the plaintiff.

11. Thus, it would require this Court to pass an *ex-parte ad interim* injunction *qua* proposed defendant no. 10 too.



12. Accordingly, this Court deems it appropriate to extend the *ex-parte ad* interim injunction order and the directions contained in the order 25.09.2025 *qua* the proposed defendant no. 10.

13. Issue notice. Notice be served upon proposed defendant nos. 10 and 11 by all permissible modes upon the plaintiff taking steps.

14. Reply, if any, be filed within four weeks.

15. Rejoinder, thereto be filed within two weeks thereafter.

I.A. 6326/2026 (under Order XI Rule 1(5))

16. This is an application filed on behalf of the plaintiffs under Order XI Rule 1(5) of the Commercial Courts Act, 2015 read with Section 151 of the Code of Civil Procedure, 1908.

17. By way of the present application, the plaintiff seeks permission to file the following documents:

(i) Screenshots of the infringing domain www.samsungmobileservicecenterchennai.in.

(ii) Printout of the Whois details of www.samsungmobileservicecenterchennai.in.

(iii) Screenshots of the Defendant no. 10's website www.mmschennai.in.

(iv) Photographs of Defendant no. 10's store, as available on google maps.

18. Having regard to the fact that the documents pertain to the proposed defendant no. 10, it would be apposite to permit the plaintiff to place the same on record.

19. Accordingly, the application is allowed. The plaintiff is permitted to file the said documents within two weeks from date.

20. Having regard to the fact that the said documents have already been filed, the same be taken on record.



21. Application stands disposed of.
22. List on 21.05.2026.

TUSHAR RAO GEDELA, J

MARCH 12, 2026/anj