

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

WEDNESDAY, THE 25th DAY OF APRIL 2012

THE HON'BLE MR. JUSTICE R.SUBBIAH

O.A. No.358 of 2012

in

C.S. No.294 of 2012

Creative Commercials,
Media & Entertainment Ltd.,
22/9, Parthasarathy Puram,
North Usman Road, T.Nagar,
Chennai-600 017.

... Applicant/Plaintiff

-Versus-

1. Bharath Sanchar Nigam Limited,
Bharat Sanchar Bhavan,
Harish Chandra Mathur Lane,
Janpath, New Delhi-110 001.
2. Mahanagar Telephone Nigam Limited,
Jeevan Bharti Tower-I,
124, Connaught Circus,
New Delhi-110 001.
3. Bharti Airtel Limited,
Bharti Crescent,
1, Nelson Mandela Road,
Vasant Kunj, Phase II,
New Delhi-110 070.
4. Aircel Cellular Limited,
5th Floor, Spencer Plaza,
769, Anna Salai, Chennai-600 002.
5. Hathway Cable & Datacom Limited,
4th Floor, "Rahejas",
Main Avenue, Santacruz (W),
Mumbai-400 054.
6. Sistema Shyam Teleservices Limited,
MTS Tower, 3, Amrapali Circle,
Vaishali Nagar, Jaipur-302 021.
7. Vodafone India Limited,
Peninsula Corporate Park,
Ganpatrap Kadam Marg,
Lower Parel, Mumbai-400 013.

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8. Idea Cellular Limited,
Suman Tower, Plot No. 18,
Sector 11, Gandhinagar,
Gujarat-382 011.
9. Reliance Communications Infrastructure Limited,
Dhirubhai Ambani Knowledge City,
Navi Mumbai-400 709.
10. Tata Teleservices Limited,
Jeevan Bharati Tower 1,
10th Floor, 124, Connaught Circus,
New Delhi-110 001.
11. Tata Communications Internet Services Limited,
Tower 'C', 1st Floor, Plot No. C-21 & C-36,
'G' Block, Bandra-Kurla Complex,
Bandra (E), Mumbai-400 098.
12. O-Zone Networks Private Limited,
Ground Floor, C-45,
Green Park, New Delhi-110 016.
13. Tikona Digital Networks Private Limited,
3A, 3rd Floor, 'Corporate', J. B. S. Marg,
Bhandup (West), Mumbai-400 070.
14. BG Broadband India Private Limited,
Plot No. 54, Marol Industrial Cooperative Area,
Off Andheri Kurla Road,
Andheri (East), Mumbai-400 059.
15. Sify Technologies Limited,
2nd Floor, "TIDEL PARK",
No. 4, Canal Bank Road,
Chennai-600 113.
16. Beam Cable System (P) Ltd.,
B-2-610/A, Road No. 10,
Banjara Hills, Hyderabad-500 034.
17. You Broadband & Cable India Ltd.,
2nd & 3rd Floor, IQARA Centre,
Near Gujarat Gas Circle,
Adajan-Hazaris Road,
Surat-395 009.
18. Asianet Satellite Communications,
2A, 1st Floor, Leela Infopark,
Technopark Limited, Kazhakkottam,
Thiruvananthapuram, Kerala-695 581.

19. Data Infosys Limited,
Station Road, Durgapura,
Jaipur-302 018.
20. Readylink Internet Services Limited,
Galaxy, Plot No.7, Sakthi Colony,
RK Puram, Ganpathy, Coimbatore-641 006.
21. ISP Solutions India Private Limited,
No.9, 3rd Floor, Prabhakar Apartment,
Dr.Munusamy Garden Street, Avinashi Road,
Coimbatore-641 018.
22. Southern Online Bio Technologies Limited,
Flat No.A3, 3rd Floor, Office Block,
Samrat Complex, Saifabad,
Hyderabad-500 004.
23. Netlinx Limited,
5-9-22, 3rd Floor,
My Home Sarovar Plaza,
Secretariat Road, Saifabad,
Hyderabad-500 004.
24. City Online Services Limited,
701, 7th Floor, Aditya Trade Center,
Ameerpet, Hyderabad-500 038.
25. Pioneer eLabs Limited,
Pioneer Towers, 7th Floor,
Plot No.16, Survey No.64,
Software Unit Layout,
APIIK, i-Tech City, Madhapur,
Hyderabad-500 080.
26. Amber Online Services Limited,
303 Crescent Towers, Masab Tank,
Hyderabad-500 028.
27. Vainavi Industries Limited,
No.147, Panchavati Colony,
Road No.10, Banjara Hills,
Hyderabad-500 014.
28. Virgo Global Media Limited,
9-1-93 & 84, Amarchand Sharma Complex,
S.D.Road, Secunderabad-500 003.
29. Southern Online Bio Technologies Limited,
Flat No.A3, 3rd Floor, Office Block,
Samrat Complex, Saifabad, Hyderabad-500 004.

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30. My Net Services India Private Limited,
#12, I Floor, IV Cross, Gandhipuram,
Pallipalayam, Erode-638 006.
31. Netcom Online Solutions India Private Limited,
Viswa Paradise, 23, 23/4 Kalidas Road,
Ram Nagar, Coimbatore-641 009.
32. Linras Eronet Broadband Services Private Limited,
164, Peters Road, Royapettah, Chennai-600 014.
33. RS Broadband Service India Private Limited,
AL-134, 2nd Street, 11th Main Road,
Anna Nagar, Chennai-600 040.
34. ABT Limited,
180, Race Course Road,
Coimbatore-641 018.
35. VIVA Communications Private Limited,
11A, East Abhiramapuram,
1st Street, Mylapore, Chennai-600 004.
36. Pulse Telesystems Private Limited,
51/52, Real Towers,
3rd Floor, Royapettah High Road,
Mylapore, Chennai-600 004.
37. Vishwashakti Technologies Private Limited,
5th Floor, No.8-2-630 to 636,
RMK Plaza, Road No.1 & 12,
Banjara Hills, Hyderabad-500 034.
38. Advanced Financial Services Private Limited,
46, Avenue 4, Street No.1, Banjara Hills,
Hyderabad-500 034.
39. Ashok Kumar,
Unknown Person, India.
40. Ashok Kumar,
Unknown Person, India.
41. Ashok Kumar,
Unknown Person, India.
42. Ashok Kumar,
Unknown Person, India.
43. Ashok Kumar,
Unknown Person, India.

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44. Ashok Kumar,
Unknown Person, India.

45. Ashok Kumar,
Unknown Person, India.

... Respondents/Defendants

Original Application praying that this Hon'ble Court be pleased to grant an order of temporary, interim, ad-interim injunction restraining the respondents and other unknown persons by themselves, their partners/proprietor, heirs, representatives, successors in business, assigns, distributors, agents or any one claiming through them from in any manner infringing the applicant's copyright in the cinematograph film/motion picture "DHAMMU" by copying, recording, reproducing or allowing camcording or communicating or allowing others to communicate or making available or distributing or duplicating or displaying or releasing or showing or uploading or downloading or exhibiting or playing and/or in any manner communicating the applicant's movie "DHAMMU" in any manner without a proper license from the applicant or in any other manner which would violate/infringe the applicant's copyright in the said cinematograph film "DHAMMU" through different mediums including CD, DVD, Blu-ray disc, VCD, cable TV, Direct to home services, internet services, multimedia messaging services, pen drives, hard drives, tapes, Conditional Access Systems or in any other like manner whatsoever pending disposal of the suit.

This Original Application coming on this day before this court for hearing in the presence of Mr. P.S. Raman, Senior Counsel appearing for M/s. A.A. Mohan, Brinda Mohan, N. Karthikeyan, S. Diwakar and Arun C. Mohan, Advocates for the applicant herein, and upon reading the Judges Summons and the affidavit of L.H. Harish Ram, filed herein and the plaint, it is ordered as follows:-

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That 1. Bharath Sanchar Nigam Limited, Bharat Sanchar
Bhayan, 2. Mahanagar Telephone Nigam Limited, Jeevan Bharti
Tower-1, 3. Bharti Airtel Limited, Bharti Crescent, 4. Aircel
Cellular Limited, 5. Hathway Cable & Datacom Limited,
6. Sistema Shyam Teleservices Limited, 7. Vodafone India
Limited, 8. Idea Cellular Limited, 9. Reliance
Communications Infrastructure Limited, 10. Tata
Teleservices Limited, 11. Tata Communications Internet
Services Limited, 12. O-Zone Networks Private Limited,
13. Tikona Digital Networks Private Limited, 14. BG
Broadband India Private Limited, 15. Sify Technologies
Limited, 16. Beam Cable System (P) Ltd., 17. You Broadband
& Cable India Ltd., 18. Asianet Satellite Communications,
19. Data Infosys Limited, 20. Readylink Internet Services
Limited, 21. ISP Solutions India Private Limited,
22. Southern Online Bio Technologies Limited, 23. Nettlinx
Limited, 24. City Online Services Limited, 25. Pioneer
elabs Limited, 26. Amber Online Services Limited,
27. Vainavi Industries Limited, 28. Virgo Global Media
Limited, 29. Southern Online Bio Technologies Limited,
30. My Net Services India Private Limited, 31. Netcom Online
Solutions India Private Limited, 32. Limras Eronet
Broadband Services Private Limited, 33. RS Broadband
Service India Private Limited, 34. ABT Limited, 35. VIVA
Communications Private Limited, 36. Pulse Telesystems
Private Limited, 37. Vishwashakti Technologies Private
Limited, 38. Advanced Financial Services Private Limited,
39. Ashok Kumar, 40. Ashok Kumar, 41. Ashok Kumar, 42. Ashok
Kumar, 43. Ashok Kumar, 44. Ashok Kumar, 45. Ashok Kumar,
the respondents herein, by themselves, their
partners/proprietor, heirs, representatives, successors in
business, assigns, distributors, agents or any one claiming
through them be and are hereby restrained by an order of
interim injunction until further orders of this court from
in any manner infringing the applicant's copyright in the

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cinematograph film/motion picture "DHAMMU" by copying, recording, reproducing or allowing camcording or communicating or allowing others to communicate or making available or distributing or duplicating or displaying or releasing or showing or uploading or downloading or exhibiting or playing and/or in any manner communicating the applicant's movie "DHAMMU" in any manner without a proper license from the applicant or in any other manner which would violate/infringe the applicant's copyright in the said cinematograph film "DHAMMU" through different mediums including CD, DVD, Blu-ray disc, VCD, cable TV, Direct to home services, internet services, multimedia messaging services, pen drives, hard drives, tapes, Conditional Access Systems or in any other like manner whatsoever.

2. That the applicant herein, be and is hereby directed to comply with Order 39 Rule 3 C.P.C.

3. That the applicant/plaintiff herein, be and is hereby permitted to publish the "John Doe" injunction order passed this day, in the newspapers both Tamil and English, having wide circulation so as to make all the concerned aware of this order.

WITNESS THE HON'BLE THIRU M.YUSUF EQBAL, THE CHIEF JUSTICE, HIGH COURT AT MADRAS AFORESAID, THIS THE 25th DAY OF APRIL 2012.

Sd./-

ASSISTANT REGISTRAR (O.S.II)

//Certified to be true copy//

Dated at Madras this the 28th day of *April*, 2012.

[Signature]
COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.

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