

IN THE HIGH COURT OF JUDICATURE AT MADRAS**DATED : 22.09.2017****CORAM****THE HONOURABLE DR.JUSTICE.ANITA SUMANTH****C.S.No.576 of 2017****Original Application Nos. 705 to 707 of 2017****Application No.4221 of 2017**

Prakash Jha Productions
201 A-B, Abhishek
Off New Link Road
Andheri (W)
Mumbai-400 053

..... Plaintiff

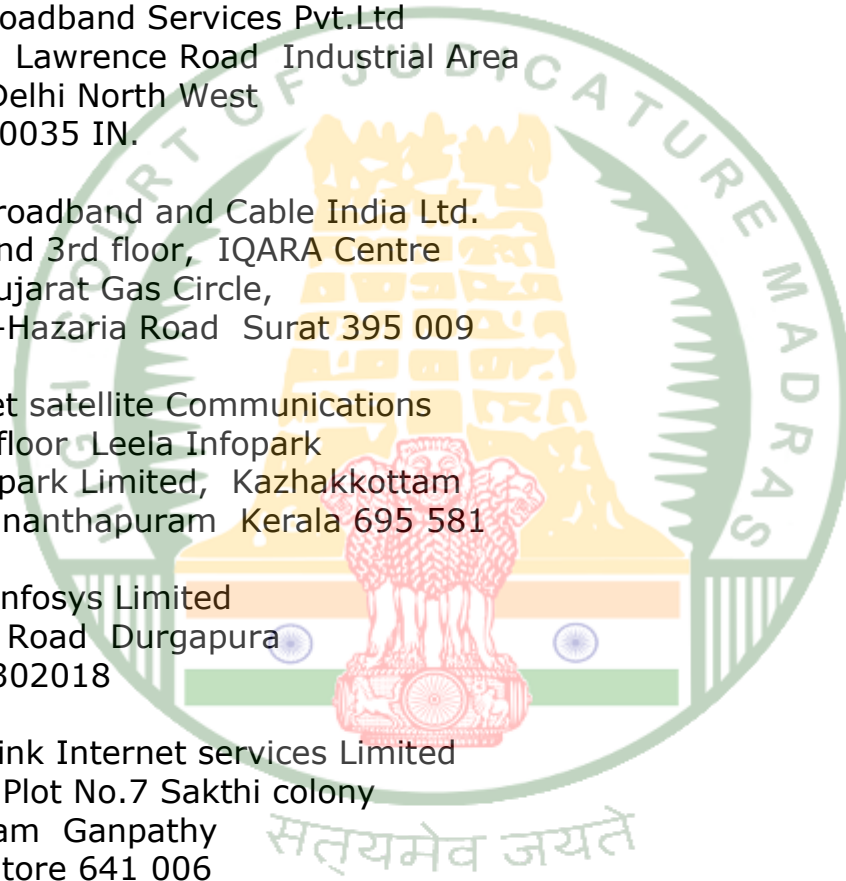
Vs.

- 1 Bharath Sanchar Nigam Limited
Bharath Sanchar Bhavan
Harish Chandra Mathur Lane
Janpath New Delhi 110 001
- 2 Mahanagar Telephone Nigam Limited
5 th Floor Mahanagar
Doorsanchar Sadan
9, CGO Complex
Lodhi Road New Delhi 110 003.
- 3 Bharti Airtel Limited
Bharti Crescent 1 Nelson Mandela Road
Vasant Kunj Phse II
New Delhi 110 070
- 4 Aircel Cellular Limited
5th floor Spencer Plaza
769 Anna Salai
Chennai- 600 002.

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- 5 Hathway cable and Datecom Limited
4th floor "Rahejas"
Main Avenue Santacruz (W),
Mumbai - 400054.
- 6 Sistema Shyam Teleservices Limited,
MTS Tower, 3, Amrapali circle,
Vaishali nagar,
Jaipur-302021
- 7 Vodafone India limited
Peninsula corporate Park,
Ganpatrao Kadam Marg,
Lower Parel,
Mumbai-400 013.
- 8 Idea Cellular Limited,
Suman Tower, Plot No.18,
Sector II, Gandhinagar,
Gujarat 382 011
- 9 Reliance Communicatons Infrastructure Limited,
Dirubhai Ambani Knowledge city,
Navi Mumbai 400 709.
- 10 Tata Docomo
2A Old Ishwar Nagar,
Main Mathura Road,
New Delhi 110065
- 11 Syscon Infoway Pvt Ltd.
402 fourth floor, skyline icon,
Andheri Kurla Road,
Behind mittal Ind.estate
Andheri east Mumbai - 400059.
- 12 Telenor Communications Services pvt Ltd.
The Masterpiece Plot No.10
Golf Course Road Sector 54 DLF Phase 5
Gurgaon 122002
- 13 Tikona Digital Networks Private Limited
3A 3rd floor 'Corpora' LBS Marg,
Bhandup (West) Mumbai - 400 078.

- 14 BG Broadband India Private Limited,
Plot No.54 Marol Industrial Cooperative Area
Off Andheri Kurla Road
Andheri East Mumbai- 400059
- 15 Sify Technologies Limited
2nd floor 'TIDEL Park'
4 Canal Bank Road
Chennai 113
- 16 Siti Broadband Services Pvt.Ltd
B-10, Lawrence Road Industrial Area
New Delhi North West
DL 110035 IN.
- 17 You Broadband and Cable India Ltd.
2nd and 3rd floor, IQARA Centre
Near Gujarat Gas Circle,
Adajan-Hazaria Road Surat 395 009
- 18 Asianet satellite Communications
2A II floor Leela Infopark
Technopark Limited, Kazhakkottam
Thiruvananthapuram Kerala 695 581
- 19 Data Infosys Limited
Station Road Durgapura
Jaipur 302018
- 20 Readylink Internet services Limited
Galaxy Plot No.7 Sakthi colony
RK Puram Ganpathy
Coimbatore 641 006
- 21 Opto Network P Ltd.
B86 Sector 14
Noida 201301
Uttar Pradesh
India

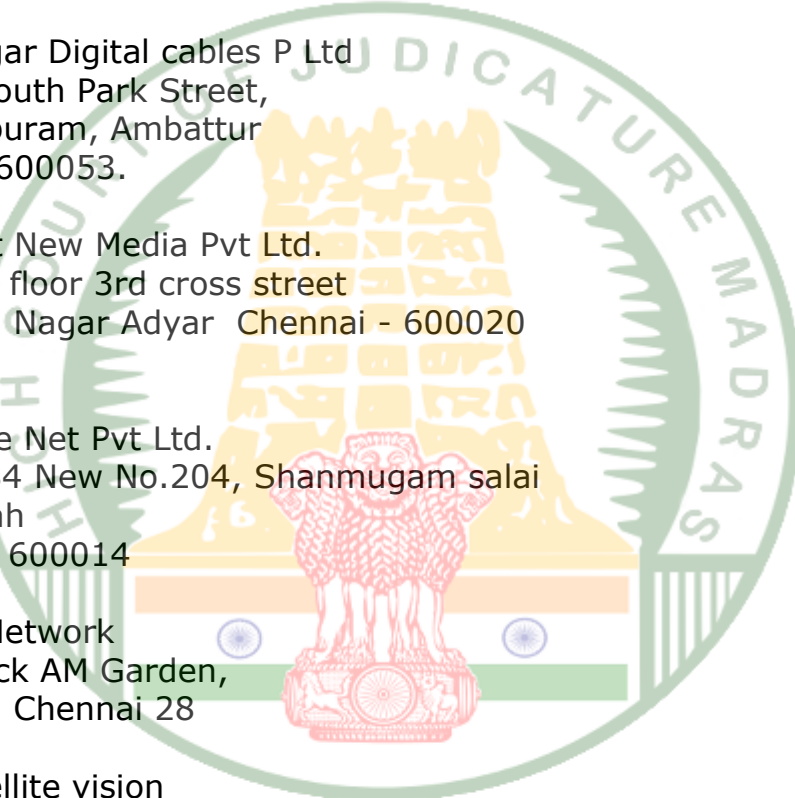


- 22 Netlinx Limited
5-9-22 3rd floor,
My Home Sarovar Plaza
Secretariat Road Saifabad
Hyderabad 4
- 23 City Online services Limited
701 7th floor Aditya Trade Center
Ameerpet Hyderabad - 500038
- 24 Pioneer eLabs Limited
Pioneer towers 7th floor
Plot No.16 Survey No.64
Software Unit Layout,
APIIk I-Tech City, Madhapur,
Hyderabad-500 080
- 25 AT & T Global Network
Service India Pvt. Ltd. 13th floor 1305-06
Mohan Dev House
13 Tolstoy Marg,
New Delhi 110 001
- 26 Nextgen Communications ltd.
Gulmohar House,
161/B-4 gautam nagar
Yusuf Sarai,
New Delhi-110 049, India
- 27 Virgo Global Media Ltd.
9-1-93 & 84, Amarchand sharma complex,
SD Road, Secunderabad - 500003
- 28 Southern Online Bio Technologies Limited,
Flat No.A3, 3rd floor, Office block,
Samrat Complex Saifabad
Hyderabad - 500004
- 29 MyNet Services India Private Limited
12, I floor, IV Cross,
Gandhipuram, Pallipalayam
Erode 638 006

- 30 Reliance Jio Infocomm Ltd
9 th Floor Maker Chambers-IV,
222 Nariman Point
Mumbai-400 021 India.
- 31 Limras Eronet Broadband services Private Limited
18/7, 3rd Street,
West Mambalam,
Chennai - 6000033
- 32 RS Broadband Service India Pvt ltd
AL 134 2nd street 11th mainRoad
Anna nagar Chennai - 600 040
- 33 Spectra ISP Networks P Ltd.
Plot No.21-22 3rd floor
Udyog Vihar Phase IV
Gurgaon 122 015
- 34 Pulse Telesystems P Ltd.
51/52 Real Towers
3rd floor Royapettah High Road
Mylapore Chennai - 600004.
- 35 Essel Shyam communication Ltd.
1121, Hemkunt chambers, 11th floor,
89 Nehru place New delhi 110 019 India
- 36 Five network solution (I) Ltd
22/2 Plot No 275-B
Gurunanak School Compond
Sion(west),
Mumbai 400 022. India.

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- 37 Atria convergence Technologies Private Limited
Indian Express Building
No.1, 2nd floor
Queens Road Bengaluru - 560 001,
Karnataka,
Also at Steeple Reach,
Ground floor,
A Block, West Wing,
Cathedral Road,
Chennai - 600086, Tamilnadu.
- 38 Thalainagar Digital cables P Ltd
No.16, South Park Street,
Venkatapuram, Ambattur
Chennai 600053.
- 39 Cablecast New Media Pvt Ltd.
26/1 First floor 3rd cross street
Kasturibai Nagar Adyar Chennai - 600020
- 40 C32 Cable Net Pvt Ltd.
Old No.284 New No.204, Shanmugam salai
Royapettah
Chennai - 600014
- 41 Team 5 Network
13 M, Block AM Garden,
Mandaveli Chennai 28
- 42 SND Satellite vision
New No.40/83/1, Muttiah street Vellala,
Teynampet Chennai 86
- 43 Ashok Kumar
Unknown Person,
India
- 44 Ashok Kumar
Unknown Person,
India



45 Ashok Kumar
Unknown Person,
India

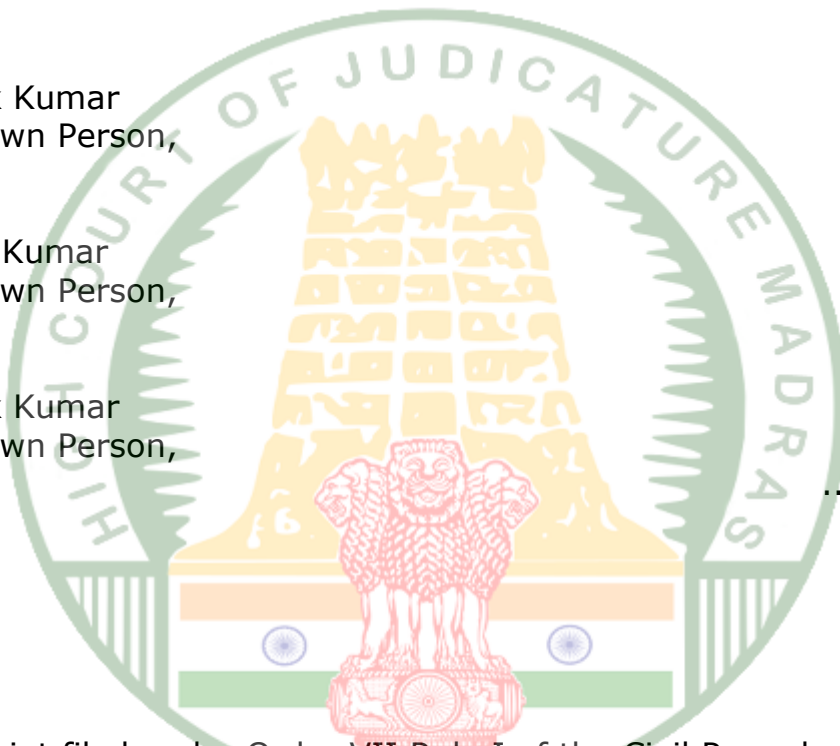
46 Ashok Kumar
Unknown Person,
India

47 Ashok Kumar
Unknown Person,
India

48 Ashok Kumar
Unknown Person,
India

49 Ashok Kumar
Unknown Person,
India

50 Ashok Kumar
Unknown Person,
India



.....Defendants

Prayer: Plaintiff filed under Order VII Rule I of the Civil Procedure Code, 1908 and Order IV Rule 1 of O.S.Rules, 1956 read with sections 51,52,55 and 62 of the Copyright Act, 1957 and The Copyright (Amendment) Act,2012 praying for a permanent injunction restraining the defendants 1 to 37 and any other person or entity infringing the cinematographic film "Lipstick Under My Burkha" and said work be directed to block all websites/web pages including websites mentioned in Schedule-A hosting contents that relate to plaintiff's copyright protected cinematographic film "Lipstick Under My Burkha" in any manner, thereby restraining the unauthorised copying, transmission, communication or make available or display or release or show or upload or download or exhibit or play and/or in any manner communicate in and/or through their services immediate of receipt of details of such infringing websites/webpages in writing from the plaintiff or its authorised representative in any manner whatsoever; (b) A permanent injunction restraining the defendants 38-42 and any other person or entity

infringing the cinematographic film "Lipstick Under My Burkha" by themselves, their partners/proprietor/directors, heirs, representatives, successors in business, assigns, distributors, agents, servants or anyone claiming through them or under them from infringing the plaintiff's copyrighted cinematographic film "Lipstick Under My Burkha" by copying, recording, reproducing or allowing camcording or allowing others to transmit, communicate or make available or distributing or duplicating or displaying or releasing or showing or uploading or downloading or exhibiting or playing and/or in any manner whatsoever from communicating the cinematographic film "Lipstick Under My Burkha" and said Work without a proper license from the plaintiff or in any other manner which would violate/infringe the plaintiff's copyrighted cinematographic film "Lipstick Under My Burkha" through different mediums including but not limited to CD,DVD, Blu-ray disc, VCD, cable TV, Direct to home services, internet services, multimedia messaging services, pendrives, hard drives, tapes, DAS, satellite, Conditional Access Systems or in any other medium/manner whatsoever; (c) A permanent injunction restraining the defendants 43-50 and any other person or entity infringing the said Film by themselves, their partners/proprietor/directors, heirs, representatives, successors in business, assigns, distributors, agents, servants or anyone claiming through them or under them from infringing the plaintiff's copyrighted said Film by copying, recording, reproducing or allowing camcording or allowing others to transmit, communicate or make available or distributing or duplicating or displaying or releasing or showing or uploading or downloading or exhibiting or releasing or playing and/or in manner whatsoever from communicating the said Film and said Work without a proper license from the plaintiff or in any other manner which would violate/infringe the plaintiff's copyrighted said Film through different mediums including but not limited to CD, DVD, Blu-ray disc, VCD, cable TV, Direct to home services, internet services, multimedia messaging services, pen drives, hard drives, tapes, DAS, satellite, Conditional Access Systems or in any other medium/manner whatsoever; (d) for costs of the suit.

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For Plaintiff : Mr.Arun.C.Mohan
for Ms.Durga V Bhatt
For Defendants :

1. Mr.Diwakar for D4
2. Mr.R.Palaniandavan for D5
3. Mr.Madhan Babu for D7
4. Mr.S.Ravi for Mr.Gupta & Ravi for D30
5. Mr.K.Venkatesan for D37
6. Mr.Devendran for TRAI for D51
7. Mr.Su.Srinivasan, ASG for D52, D53 & D 54.
8. Mr.Krishna Ravindran for Tamil Film Producers council for D55
9. Mr.Shivakumar Suresh for Tata Tele Services, MTS, Reliance Systems, Vodafone, Aircel
- 10.J.Ravikumar for Reliance Communications & Aircel Communications

ORDER

Learned counsel appearing for the plaintiff seeks permission to withdraw the suit and makes an endorsement to this effect. Accordingly, the suit is dismissed as withdrawn. Consequently, connected applications are closed. No Costs.

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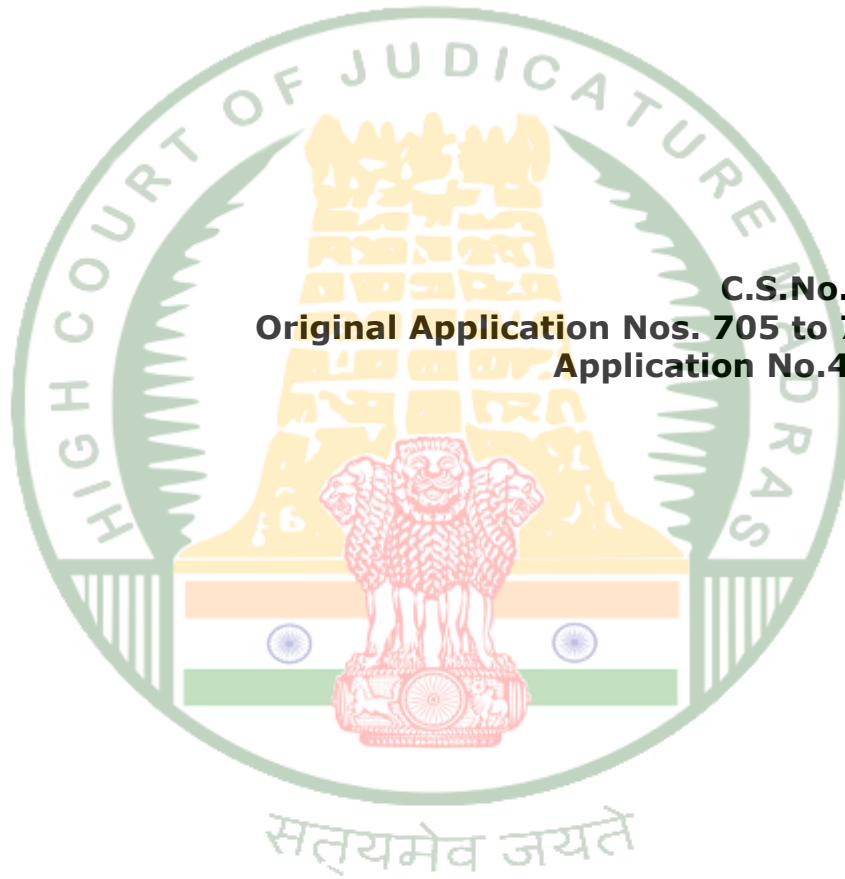
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Dr.Anita Sumanth,J

msv



**C.S.No.576 of 2017
Original Application Nos. 705 to 707 of 2017
Application No.4221 of 2017**

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