

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INTERIM APPLICATION NO. (L) 15882 OF 2023

IN

SUIT (L) NO. 1227 OF 2023

Piramal Capital and Housing
Finance Limited & Anr.

...Applicants

In the matter between:

Piramal Capital and Housing
Finance Limited & Anr.

...Plaintiffs

Versus

Unknown Defendant No. 1 & Ors.

...Defendants

I N D E X

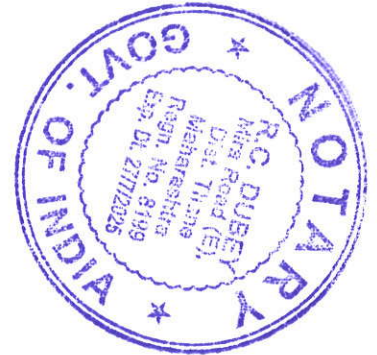
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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INTERIM APPLICATION NO. OF 2023
IN
SUIT NO. 1227 OF 2023

1. PIRAMAL CAPITAL AND)
HOUSING FINANCE)
LIMITED)

A company registered under the)
 provisions of the Companies Act,)
 1956 having its registered office at:)
 601, 6th Floor, Amity Building,)
 Agastya Corporate Park, Kamani)
 Junction, Opp. Fire Station, LBS)
 Marg, Kurla (W) Mumbai MH-)
 400070.

2. AJAY G. PIRAMAL)
 Indian Inhabitant, Occu: Business,)
 Having his office at: 601, 6th Floor,)
 Amity Building, Agastya)
 Corporate Park, Kamani Junction,)
 Opp. Fire Station, LBS Marg,)
 Kurla (W) Mumbai MH- 400070.



...APPLICANTS

VERSUS

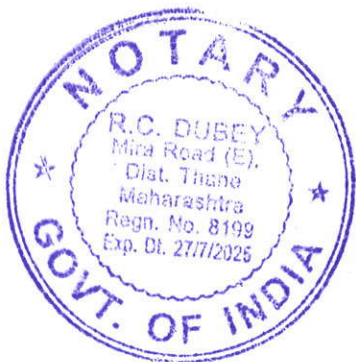
1 UNKNOWN DEFENDANT NO.)
 6)
 a.k.a. Debaprasad Bandyopadhyay)
 Age: Unknown, Address:)
 Unknown,)
 Wordpress Id:)
<https://debaprasad.wordpress.com/>

2. AUTOMATTIC INC.)
 60, 29th Street #343,)
 San Francisco, CA 94110)
 United States of America)

...RESPONDENTS

IN THE MATTER BETWEEN:

1. PIRAMAL CAPITAL AND HOUSING)
 FINANCE LIMITED)
 A company registered under the provisions)
 of the Companies Act, 1956 having its)
 registered office at: 601, 6th Floor, Amiti)
 Building, Agastya Corporate Park, Kamani)
 Junction, Opp. Fire Station, LBS Marg,)
 Kurla (W) Mumbai MH- 400070.)



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2. **AJAY G. PIRAMAL**)
 Indian Inhabitant, Occu: Business,)
 Having his office at: 601, 6th Floor, Amiti)
 Building, Agastya Corporate Park, Kamani)
 Junction, Opp. Fire Station, LBS Marg,)
 Kurla (W) Mumbai MH- 400070.)

...PLAINTIFFS

VERSUS

1. **UNKNOWN DEFENDANT NO. 1**)
 a.k.a. Ravi Pratap Singh a.k.a. Ravi Singh)
 Age: Unknown, Address: Unknown,)
 Twitter Ids: @Ravipratap66)
 @Ravipratap333 @Ravipratap1111)
 Instagram Id: ravipratap11221122)
2. **UNKNOWN DEFENDANT NO. 2**)
 a.k.a. MR S.R.PAL C.A.I.I.B & EX-)
 BANKER Age: Unknown, Address:)
 Unknown, Twitter Id: @BandanaMrs.)
3. **UNKNOWN DEFENDANT NO. 3**)
 a.k.a. MRoy)
 Age: Unknown, Address: Unknown,)
 Twitter Id: @MRoy)
4. **UNKNOWN DEFENDANT NO. 4**)



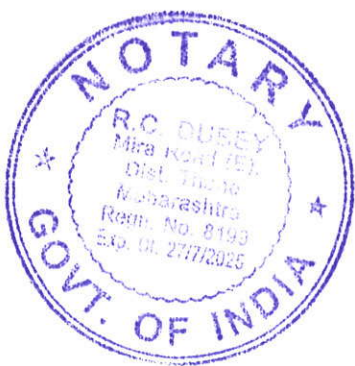
a.k.a. Amit Kumar)
Age: Unknown, Address: Unknown,)
Twitter Id: @AmitKum95654768)

5. UNKNOWN DEFENDANT NO. 5)
a.k.a. Ashish)
Age: Unknown, Address: Unknown,)
Twitter Id: @ashishlinux)

6. UNKNOWN DEFENDANT NO. 6)
a.k.a. Debaprasad Bandyopadhyay)
Age: Unknown, Address: Unknown,)
Twitter Id:)
<https://debaprasad.wordpress.com/>

7. X Corp.)
A company registered in the United States)
of America, having its office at: 1355)
Market Street Suite 900 San Francisco, CA)
94103 United States)

8. META PLATFORMS INC.)
A company registered in the United States)
of America, having its office at: 1601)
Willow Road Menlo Park, CA 94025)
United States)



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9. **FACEBOOK INDIA ONLINE)**
SERVICES PVT. LTD)
 A Company incorporated under Companies)
 Act, 1956 and having its address at Unit)
 Nos. 1203 & 1204, Level 12, Building No.)
 20, Rajeha Mindspace, Cyberabad,)
 Madhapur, Hitech City, Hyderabad-)
 500081)
 Email: tvk@fb.com;)

10. **LINKEDIN CORPORATION)**
 A Company incorporated under the)
 laws of the United States of)
 America having its registered address at)
 1000 West Maude Avenue Sunnyvale, CA)
 94085 USA and branch office address at)
 Fourth Floor North Avenue 3 Maker)
 Maxity, Bandra Kurla Complex, Bandra)
 East, Mumbai, Maharashtra 400051)

11. **LINKEDIN TECHNOLOGY)**
INFORMATION PRIVATE LIMITED)
 A company incorporated under the)
 Companies Act, 1956 and having its)
 address at 16A/20, Wea Main Ajmal Khan)
 Road, Karol Bagh, New Delhi DL 110005)
 IN)



5

and 7th Floor, Tower A, Global)
 Technology Park Devarabisanahalli,)
 Adarsh Palm Retreat Bengaluru 560103)
 KA IN Email: sks2@linkedin.com) .. DEFENDANTS

**INTERIM APPLICATION ON BEHALF OF THE
 APPLICANTS ABOVENAMED**

I. GIST OF THE MATTER

1. The present Suit has been filed by the Plaintiffs / Applicants against Unknown Defendant Nos. 1 to 6 who have engaged in a systematic smear campaign to defame the Applicants in the eyes of the public by making completely false and baseless statements. The defamation complained of in the present Suit has occurred on various social media platforms and is available to public at large, which has already caused severe loss and prejudice to the Applicants and is continuing to do so. Further, such wild and baseless allegations have also caused severe damage to the reputation and goodwill of the Applicants, who otherwise enjoy an enviable reputation built in the market over so many years of hard work and ethical behaviour.
2. Interim Application (L) No. 1231 of 2023 filed by the Plaintiffs / Applicants with respect to defamatory tweets published by the Unknown Defendant Nos. 1 to 6 on Twitter

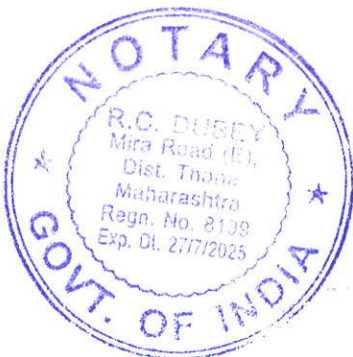


was heard by this Hon'ble Court for the purpose of grant of ad-interim reliefs on 1st March 2023. On 1st March 2023, this Hon'ble Court was pleased to pass an Order *inter alia*:

- (i) Restraining Unknown Defendant Nos. 1 – 6 from making any further defamatory statements against the Plaintiffs.
- (ii) Directing Defendant No. 7 to take down the defamatory tweets published upto 27th February 2023 within a period of 1 week.
- (iii) Directing Defendant No. 7 to place on record the basic subscriber information ("BSI") available for Defendant No. 1-6 within a period of 1 week with a further direction to the Registry of this Hon'ble Court to make it available to the Plaintiffs.
- (iv) Directing the Plaintiffs to carry out suitable amendments to the Plaint on the basis of the BSI made available within a period of two weeks therefrom.

A copy of the said Order dated 1st March 2023 is annexed hereto and marked as **Exhibit "A"**.

3. However, by the time the Plaintiffs received the basic subscriber information of the Unknown Defendant Nos. 1 to 6 and served them with a copy of the Order dated 1st March 2023, it was 31st March 2023. In the interim, in the period from 27th February 2023 to 31st March 2023, Defendant Nos. 1 and 2 continued their smear campaign to defame the Plaintiffs. The contents of these tweets are identical to the tweets that were







already been addressed by this Hon'ble Court in its Order dated 1st March 2023. Therefore, by way of its Order dated 26th April 2023, this Hon'ble Court was pleased to extend the Order dated 1st March 2023 to also direct the taking down of these new defamatory tweets. A copy of the Order dated 26th April 2023 is annexed hereto and marked as **Exhibit "B"**.

II. GIST OF THE PRESENT APPLICATION

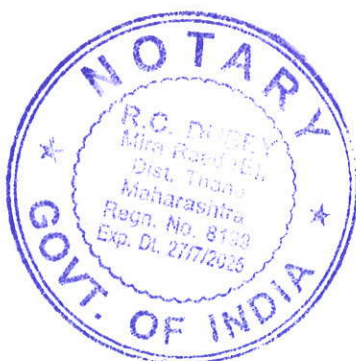
4. The Plaintiffs / Applicants are now filing the present Application to seek takedown of defamatory publications by Unknown Defendant No. 6 / Respondent No. 1 in the present Application, on the social media platform- *Once in a Blue Moon Academia*, which are identical in content to the defamatory posts published by the Unknown Defendants on Twitter, which have already been ordered to be taken down by this Hon'ble Court on Twitter.
5. The Plaintiffs / Applicants repeat and reiterate all that is stated in the Plaint, in Interim Application (L) No. 1231 of 2023, the Additional Affidavit dated 28th February 2023 and the Further Additional Affidavit dated 11th April 2023. For the sake of brevity, the contents therein are not being repeated herein. However, these averments may be treated as part and parcel of the present Application, as if they have been reproduced herein *verbatim*.



III. RELEVANT FACTS FOR THE PRESENT APPLICATION

6. In addition to the defamatory tweets published (and ordered by this Hon'ble Court to be taken down), Unknown Defendant No. 6 / Respondent No. 1 has through his Wordpress account viz. <https://debaprasad.wordpress.com/> been engaging in a constant and systematic smear campaign against the Applicants. This is evident from the following:

- (i) Defendant No. 6 has published 43 posts from his account starting from May 2022 till date. A URL list of the 43 posts is annexed hereto as **Exhibit C**.
- (ii) Each and every single post published on this account is in relation to the Applicants. There is no other activity whatsoever in this account.
- (iii) As is explained in greater detail hereinbelow, the contents of the posts are patently false, baseless and designed to malign the reputation of the Applicants in the eyes of their customers, shareholders, peers and society at large.
- (iv.) Each and every post by Defendant No. 6 from his Once in a Blue Moon Academia account is false, *per se* defamatory and designed to damage the reputation of the Applicants. For example, on 30th May 2022 the Defendant No.6 has published a post in the form of a



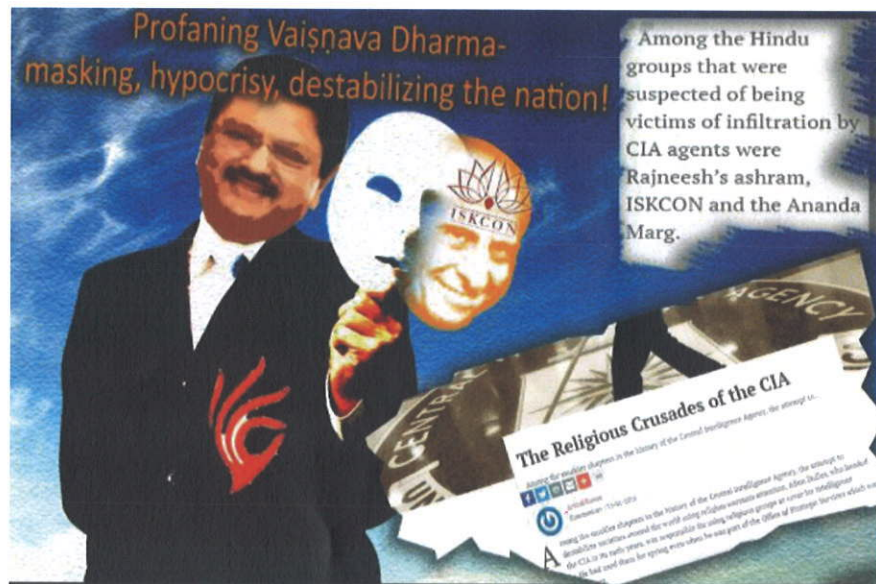
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letter titled *“The Dilemma of schizophrenic selves: the changing names of companies under the Piramal Group”*.

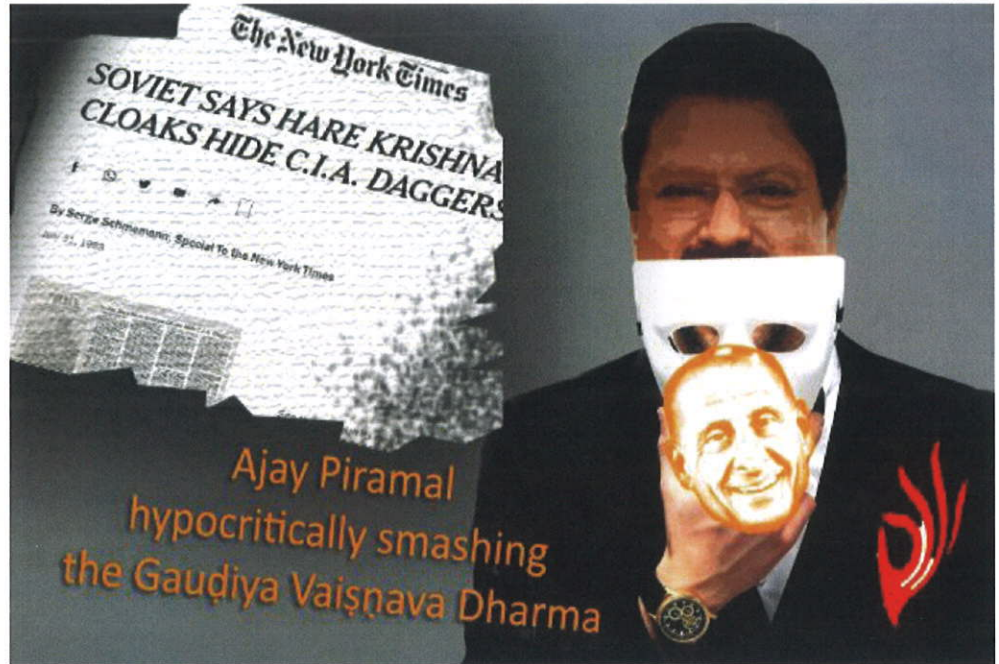
(v.) In the said post the Defendant No.6 has alleged as follows:

“All the above questions lead us to think about the company’s identities! Only a schizophrenic person with divided self can engage oneself in such dubious activities. As a follower of the Ramakrishna-Vivekananda tradition, why are you not equating your face and your pretentious mask? After asking all these questions, we are bound to presuppose that we are trapped by a cunning fugitive?”



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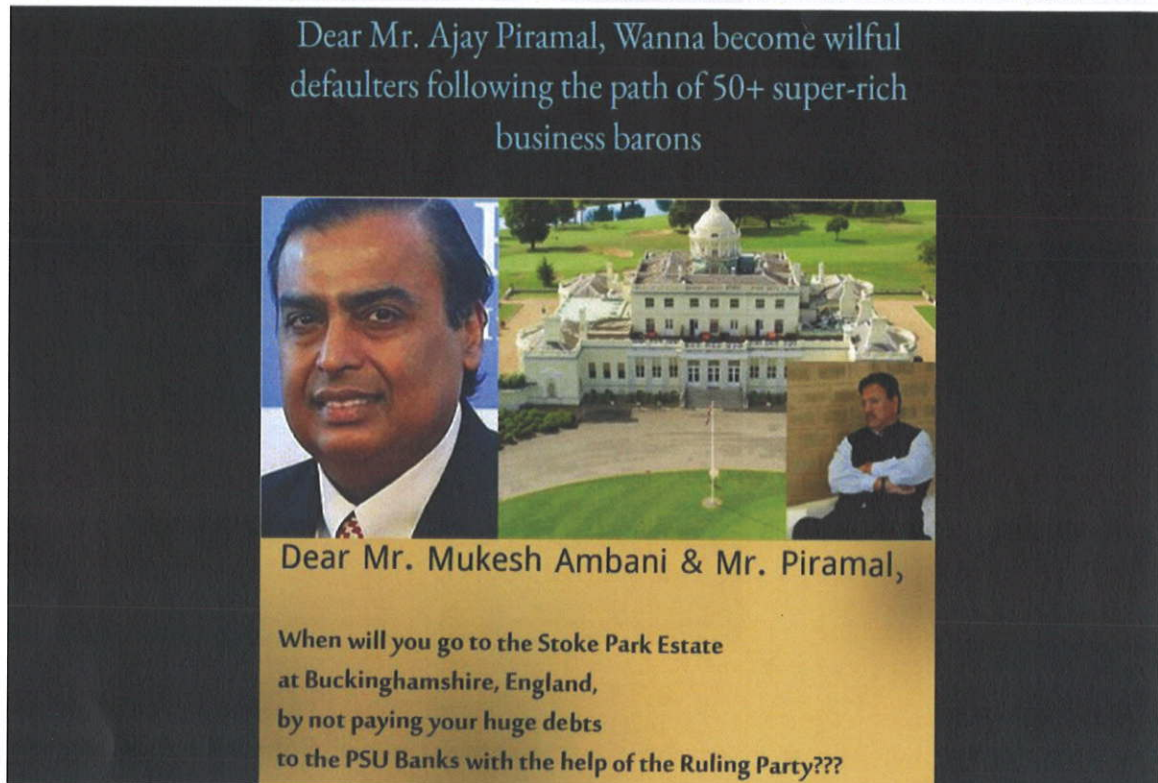
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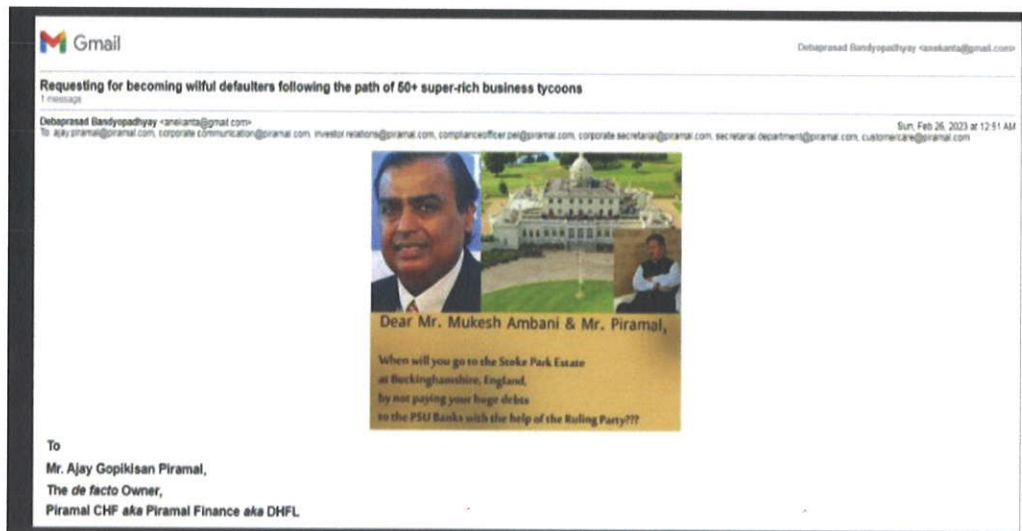
(vi.) Further on 26th February 2023, Defendant No. 6 published a post which is in the nature of a poster along with a letter. In the post Defendant No. 6 has published as follows:

(i) The caption of the post is: *“Requesting for becoming wilful defaulters following the path of 50+ super-rich business tycoons”*. The post is as follows:





This post is false, baseless and defamatory.



(ii) The said post has also been e-mailed by the Defendant No.6 to the Applicants' customer care e-mail ids available on the Company domain to

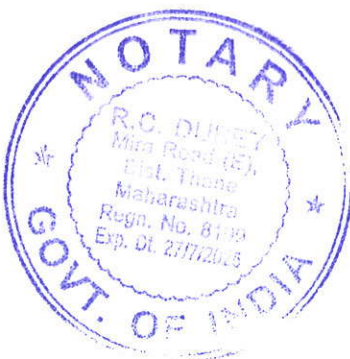


ensure that the post is directed specifically towards them.

- (vii) On 28th February 2023 the Defendant No.6 has yet again published a post in the nature of a letter titled ‘Greetings to Mr. Ajay Piramal:the Successful Owner of DHFL aka PCHFL aka Piramal Finance’ alleging as follows:

“.....However, we are dumbfounded to note that you are now obeying the “illegal” RBI-appointed CoC’s approval of your RP. You are clearly trespassing the threshold of DHFL (possibly/allegedly) with the unceasing alleged aid of the ruling party. Although you had ignored the aforementioned NCLT first order and NCLAT second order, yet you have hurriedly ran to the NCLT, a quasi-judicial body and the SC in order to revert back the said orders on account of your displeasure arising thereof.

Thus, you have committed contempt of court on two occasions, viz., by disobeying the NCLT order to answer it within 10 days and did not also pay any heed to the NCLAT’s observations on the RP. Even you have given a gigantic leap by not going to the




High Court first, before approaching the apex judicial platform.....”

The allegation that Applicant No. 2 is “*trespassing the threshold of DHFL (possibly/allegedly) with the unceasing alleged aid of the ruling party and has committed contempt of court on two occasions*” is *prima facie* false, baseless and defamatory. The posters (attached below) along with the said post evince the same:




onceinabluemoon2021.in/2023/02/28/greetings-to-mr-ajay-piramal-the-successful-owner-of-the-dhfl-aka-pchfl-aka-piramal-finance/

HOW TO
Manipulate Diligent Auditing:
A Case Study on the DHFL



Shack Kant Doss (Servant of Power)
Tapan S. Kumar


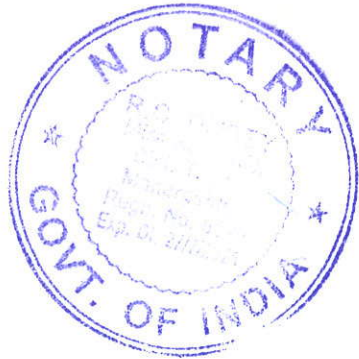
FREE Gifts from Piramal Healthcare



HOW TO SERIES- 1

HOW TO
Cure Itching Palms?

With a foreword by
Chowkidar The Dermatologist

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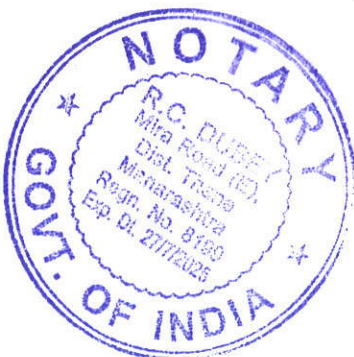
7. The Applicants further submit that not only are the publications false but they are also malicious and *mala fide*, deliberately made with the ulterior motive of destroying their reputation in the eyes of customers, shareholders, industry peers and society at large. The Defendant No.6's publication is fueled by the deliberate intention of ostracizing the Applicants and making them suffer a loss of reputation. Further, the Defendant No. 6 has also constantly been addressing such emails to the Advocates of the Applicants/Plaintiffs with defamatory and malicious threats. The Applicants crave leave to refer to and rely on the same as and when produced.
8. The Applicant No. 1 is in the housing finance business where element of trust is essential with customers and lenders. Defendant No. 6 / Respondent No. 1's false and defamatory statements are lowering Applicant No. 1's reputation in the eyes of its customers and also the community at large, which will directly affect revenues and growth of Applicant No. 1. Applicant No. 2's reputation and trust in his name is essential for the success of his businesses. Further, his spotless record is key to his reputation amongst peers. The mud-slinging carried on by the Unknown Defendant No. 6 / Respondent No. 1 is per-se lowering Applicant No. 2's reputation in the eyes of his peers and society at large, thereby causing him significant losses.



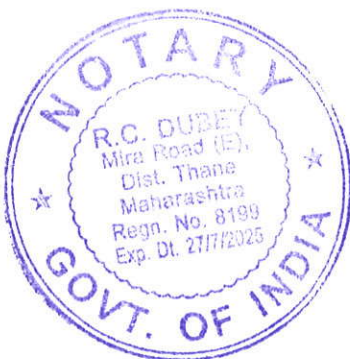
9. The Applicants state and submit that the said defamatory allegations and conduct on the part of Unknown Defendant No. 6 / Respondent No. 1 has caused severe loss and prejudice to the Applicants and is continuing to do so. Further, such wild and baseless allegations have caused severe damage to the reputation and goodwill of the Applicants, who otherwise enjoy an enviable reputation.

10. Respondent No. 2 in the present Application is Automattic Inc, which is the owner of the social media platform Wordpress.com on which the defamatory publications are made. Under the Information Technology Act, 2000 and its corresponding Rules, Regulations and Guidelines, Respondent No. 2 is obligated to take-down any publications which are defamatory, if directed to do so by this Hon'ble Court.

11. The Applicants submit that the Unknown Defendant No. 6 / Respondent No. 1 cannot be allowed to escape the due process of law by hiding behind the veil of anonymity. Defendant No. 6 has damaged the Applicants' reputation by publishing false and defamatory material and therefore, are accountable in law. To enable Defendant No. 6 to escape liability will only embolden individuals to malign reputations of upstanding individuals and businesses, with impunity.



12. The Applicants have made out a fit case for the reliefs as sought for in the present Application and therefore pray that this Hon'ble Court be pleased to grant the said reliefs sought by the Applicants.
13. The Applicants state that in the event the reliefs as sought by the Applicants are not granted, grave and irreparable loss will be caused to the Applicants. On the other hand, no prejudice will be caused to the Defendants if the reliefs as sought for in the present Application are granted by this Hon'ble Court. The Applicants state that the balance of convenience is in favour of the Applicants.
14. In the circumstances, the Applicants submit that the present Interim Application be made absolute with costs. The Applicant undertakes to pay such sum by way of damage or costs as this Hon'ble Court may award as compensation in the event of a party affected sustaining prejudice by any order that might be made on such Interim Application.
15. The Applicants therefore pray that pending the hearing and final disposal of the present Suit, This Hon'ble Court may be pleased to:
- (a) pass an order of prohibitory injunction restraining Defendant No. 6 / Respondent No. 1, his servants, agents or assigns, or any other person claiming by, through or



A handwritten signature in blue ink, appearing to be a stylized letter 'A'.

A handwritten signature in blue ink, appearing to be a stylized 'H' followed by a flourish.

under him, from in any manner publishing, distributing, disseminating, or making available to the public any defamatory content / whatsoever against the Applicants and/or repeating the defamatory statements published on Once in a Blue Moon Academia at Exhibit C to the present Application;

- (b) Order and direct Respondent No. 2 to take down, remove, block, restrict and disable access, on a global basis, to all the defamatory statements referred to in Exhibit C to the present Application.
- (c) Order and direct Respondent No. 2 to take down, remove, block, restrict and disable access, on a global basis, of any further defamatory statements published by Defendant No. 6 or any other person in the form of replies or posts which are similar to the defamatory content at Exhibit C of the present Application, within 7 days of being notified of the same by the Applicants' solicitors.
- (d) For costs.
- (e) For such other reliefs as this Hon'ble Court deems fit in the facts of the present matter.



DSK Legal

Advocates for the Applicants

For Piramal Capital and Housing

Finance Limited



Mr. Shubham Khare

Authorised Signatory

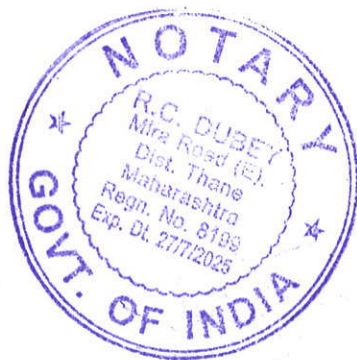
(Applicant No.1)

For Ajay G. Piramal

Mr. Nilesh Jadhav

Constituted Attorney

(Applicant No.2)



VERIFICATION

I, Mr. Shubham Khare the Authorized representative of the Applicant No. 1 abovenamed, having my office address at 4th Floor, Piramal Tower, Peninsula Corporate Park Ganpatrao Kadam Marg, Lower Parel Mumbai, Maharashtra 400013 do hereby solemnly declare that whatever is stated in paragraphs 1 to is true to my own knowledge and whatever is stated in the remaining paragraphs is based on information and belief and I believe the same to be true.



Solemnly declared at Mumbai)

this day of June, 2023
5 JUN 2023

) *[Handwritten signature]*

Before me,

DSK Legal

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Advocates for the Applicants

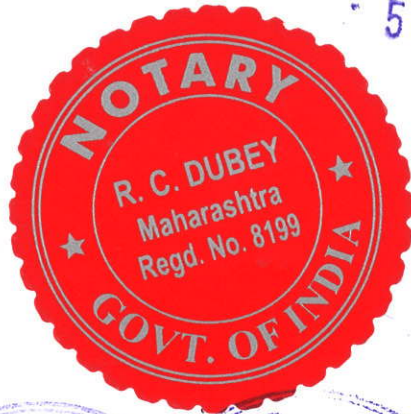
BEFORE ME

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R. C. DUBEY
NOTARY
Maharashtra
(Govt. of India)

5 JUN 2023

5 JUN 2023



R.C. DUBEY (NOTARY GOVT. OF INDIA)	
Notarial Register	
Sr. No	
1081	5/6/2023





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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INTERIM APPLICATION (L) NO. 1231 OF 2023

IN

SUIT (L) NO. 1227 OF 2023

Piramal Capital And Housing Finance Limited
& Anr....Applicants/
Plaintiffs*Versus*

Unknown Defendant No. 1 & Ors.

...Defendants

Mr. Venkatesh Dhond, Senior Counsel, Mr. Simil Purohit, Mr. Viraj Parikh, Ms. Saloni Shah, Ms. Sayali Diwadkar i/by DSK Legal for the Plaintiffs.

Mr. Alankar Kirpekar a/w Shekhar Bhagat, Mr. Ayush Tiwari i/by Shekhar Bhagat and Neelaja Kirpekar for the Defendant No. 7.

CORAM : R.I. CHAGLA J

DATE : 1 March 2023

ORDER :

1. Mr. Dhond, learned Senior Counsel appearing for the Applicants/Plaintiffs has tendered additional Affidavit dated 28th February 2023 in support of the Interim Application which is taken on record.

1/11

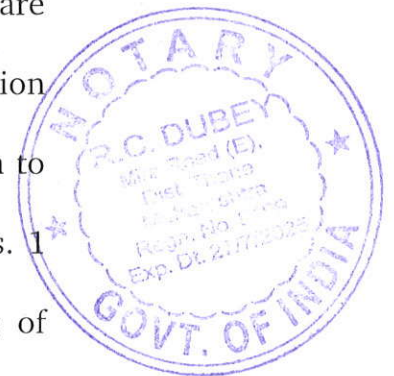




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2. By this Interim Application, the Applicants have sought injunction against Defendant Nos. 1 to 6 from in any manner publishing, distributing, disseminating or making available to the public any defamatory content/whatsoever against the Applicants and/or repeating the defamatory statements published on Twitter and Instagram at Exh.E to L to the Plaint. Further relief has sought for directing the Defendant Nos. 7, 8, 10 and 11 to take down, remove, block, restrict and disable access on a global basis, to all the defamatory statements referred to in Exh.E to L to the Plaint. Other consequential reliefs has been sought for.

3. Mr. Dhond presses for urgent *ad-interim* relief in view of the defamatory statements which have been posted on Twitter and which have been annexed to the Plaint. He has submitted that the Defendant Nos. 1 to 6 who are posting the Twitter messages are referred to in the cause title of the Plaint and the Interim Application as unknown as presently only their Twitter/Instagram Id is known to the Applicant/Plaintiff. He has submitted that the Defendant Nos. 1 to 6 have engaged in a systematic smear campaign comprising of 4,036 Tweets as well as Retweets apart from the Facebook messages, Instagram posts and LinkedIn messages to defame the Plaintiffs in



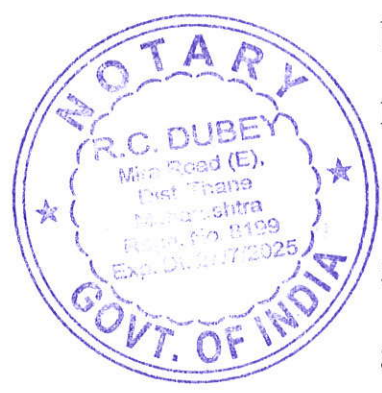


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the eyes of the public by making completely false and baseless statements on social media platforms of Twitter (Defendant No. 7), Facebook, Instagram (owned by Defendant No. 8) and LinkedIn (Owned by Defendant No. 11).

4. Mr. Dhond has further submitted that the messages posted on Twitter which have been annexed to the Plaint are in relation to the acquisition by Plaintiff No. 1 of Dewan Housing Finance Limited (“DHFL”) under the Insolvency and Bankruptcy Code, 2016 (“IBC”) by way of a Resolution Plan. He has submitted that the Twitter statements are per se defamatory as they attribute to the Plaintiffs the commission of a scam of Rs. 45,00,00,000/- in the taking over of DHFL. He has referred to the further Twitter statement made against the Plaintiffs viz. that they have looted 45,000 Crores by scamming million of retail investors/share holders/Fixed Deposit Holders of DHFL in collusion of other eminent corporate leaders.

5. Mr. Dhond has submitted that the Plaintiffs enjoys a global reputation of being ethical, reliable and trustworthy. Further, the takeover of DHFL is through a Resolution Plan submitted under the provisions of the IBC before the NCLT, Mumbai Bench. The



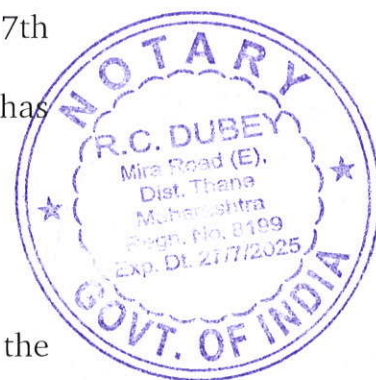


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Resolution Plan of the Plaintiff No. 1 has been accepted by an overwhelming majority of the Committee of Creditors (93.65%) votes. This was after detailed scrutiny by over 70 financial creditors including public sector banks and the Resolution Plan of Plaintiff No. 1 was found to be the most suitable amongst seven Applicants who had submitted the Resolution Plans for revival of DHFL.

6. By an order dated 7th June 2021, the Resolution Plan of Plaintiff No. 1 had been approved by the NCLT. The NCLT order records that against a liquidation value of Rs. 26,550 Crores, the Resolution Plan provides for a total outlay of Rs. 37,250 Crores. Appeals had been filed by the Fixed Deposit-Holders of DHFL before the NCLAT seeking to set aside the NCLT order approving the Resolution Plan. The Appeals were dismissed by the NCLAT on 7th January 2022 and the legality of Plaintiff No. 1's Resolution Plan has been upheld.

7. Mr. Dhond has accordingly, submitted that the defamatory statements have been posted against the Plaintiffs by the Defendant Nos. 1 to 6 without there being any proof of wrongdoing, illegality or corruption involved in Plaintiff No. 1's Resolution Plan





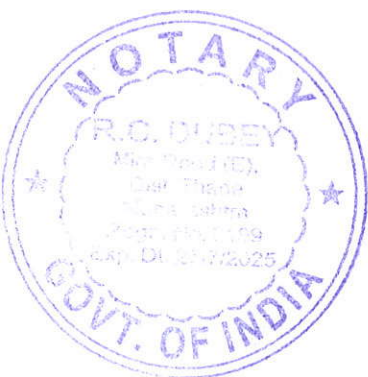
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for revival of DHFL being upheld. Accordingly, he has submitted that urgent *ad-interim* relief be granted restraining the Defendant Nos. 1 to 6 from making such defamatory statements on Twitter handles as well as directing the Defendant No. 7 (Twitter) to block/suspend the Uniform Resource Locators (in short “URLs”), details of which are being submitted by the Applicants/Plaintiffs to Defendant No. 7 as well as to this Court and which URLs having been utilised for posting these defamatory statements.

8. Mr. Kirpekar, the learned Counsel appearing for the Defendant No. 7 (Twitter) has submitted that the aspect of global blocking/Geo-blocking is pending consideration before the Division Bench of the Delhi High Court in **Facebook, Inc. Vs. Swami Ramdev & Ors.**¹. Thus, at present no order can be passed with regard to global blocking/Geo-blocking.

9. Mr. Kirpekar has further submitted that with regard to URLs and the blocking of URLs being sought by the Applicants/Plaintiffs, these can only be done provided orders are passed by this Court. He has referred to the decision of the Delhi

¹ FAO(OS) No. 212/2019



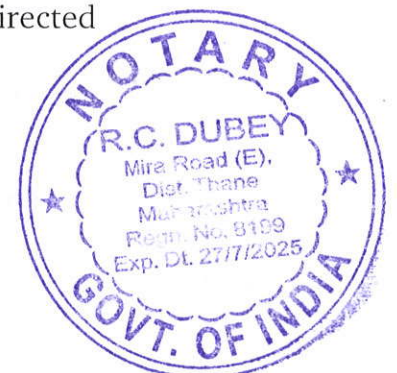


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High Court in **Operation Mercy India Foundation & Ors. Vs. Facebook Inc & Anr.**² where the Delhi High Court vide order dated 15th September 2020 considered a similar relief as sought for by the Applicants/Plaintiffs herein with regard to blocking and/or taking down the URLs from which the impugned posts have been uploaded. The Delhi High Court had also considered the submissions by the learned Senior Counsel for **Facebook, Inc.** wherein it was submitted that if an order is passed by this Court directing taking down of URLs, **Facebook, Inc.** will comply with the same. The decision in **Facebook, Inc. Vs. Swami Ramdev** (supra) has also been relied upon on the aspect of global blocking/Geo-blocking which was under consideration in that case. Upon considering another decision in **Patanjali Ayurveda Ltd. & Anr. Vs. Sobhagya Media Pvt.Ltd. (APN Live) & Ors.**³ wherein interim order dated 1st June 2020 was passed by a coordinate bench of the Delhi High Court not ordering a direction for Geo-blocking, the Delhi High Court had not granted such direction. However, the Court granted relief of blocking/suspension of URLs and passed order restraining the Defendants from uploading defamatory posts. Further, the Facebook, Inc. was directed

2 CS(OS) 262/2020 & IA Nos. 8108-09/2020

3 CS(OS) 135/2020





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to furnish to the Court the Basic Subscriber Information (“BSI”) concerning the Defendants therein in sealed cover or in electronic form with password protected within a period of one week from the date of the order. He has submitted that a similar order may be passed in the present case provided that this Court is satisfied that the Twitter posts are defamatory per se.

10. Mr. Kirpekar makes a statement that at present the information available with Defendant No. 7 is only with regard to the Basic Subscriber Information.

11. Having considered these submissions, in my *prima facie* view, a case for *ad-interim* relief has been made out by Mr. Dhond on behalf of Applicants/Plaintiffs with regard to the Twitter posts being per se defamatory against the Plaintiffs and require to be blocked and/or suspended.

12. Having perused the Twitter posts which at present the *ad-interim* application is confined to, *prima facie* the Twitter posts by Defendant Nos. 1 to 6 are per se defamatory in that statements have been made in the posts against the Plaintiffs with

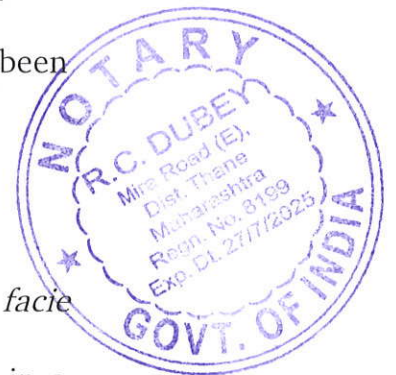




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regard to scamming millions of retail investors by looting 45,000 Crores as well as the Plaintiffs having conspired to rob the hard-earned money of lakhs of shareholders and Fixed Deposit Holders of DHFL in collusion with other eminent corporate leaders. These statements are belied from the facts on record viz. that the Plaintiff No. 1 had submitted the Resolution Plain for revival of DHFL under the IBC before the NCLT, Mumbai Bench. The Resolution Plan was accepted by an overwhelming majority of the Committee of Creditors (93.65%) votes in favour of Plaintiff No. 1's Resolution plan. Further, the Resolution Plan was scrutinized by over 70 financial creditors including public sector banks and was found to be the most suitable out of the seven applications. The Resolution Plan of Plaintiff No. 1 was approved by the NCLT on 7th June 2021 and NCLT order records that against a liquidation value of Rs. 26,550 Crores, the Resolution Plan provides for a total outlay of Rs. 37,250 Crores. The Appeals filed by the Fixed Deposit-Holders of DHFL in the NCLT has been dismissed by the NCLAT on 7th January 2022.

13. Having considered the facts on record, *prima facie* it thus, appears that the Defendant Nos. 1 to 6 have engaged in a systematic smear campaign comprising of more than 4,036



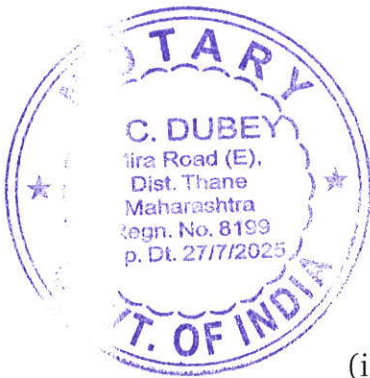


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publications impugning the public image of the Plaintiffs by claiming the takeover of DHFL to be fraudulent, corrupt, a scam to rob Shareholders and Fixed Deposit Holders without any proof and/or material in support thereof and/or any finding to that effect.

14. Accordingly, till further orders, *ad-interim relief* is granted as under :-

(i) Uniform Resource Locators (in short “URLs”) from which impugned posts have been uploaded by the Defendant Nos. 1 to 6 shall stand blocked/suspended. The details of the URLs are appended to this order.



(ii) Defendant No. 7 will ensure that the aforementioned URLs remain blocked/suspended till further orders of this Court and the exercise will be completed within a period of one week from the date of uploading of this order.

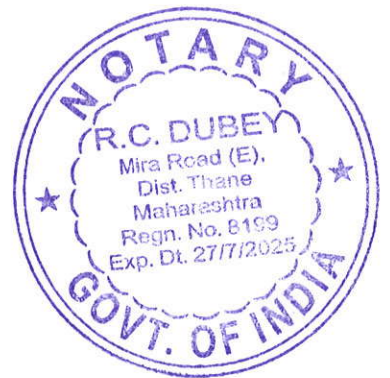
(iii) Defendant Nos. 1 to 6 are enjoined from uploading defamatory posts which are of like nature to the



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defamatory posts annexed at Exh.E to L to the Plaint
and Exh.A to F of the additional Affidavit.

- (iv) Defendant No. 7 will furnish to this Court the Basic Subscriber Information (“**BSI**”) concerning Defendant Nos. 1 to 6 in a sealed cover within a period of one week from the date of uploading of this order.
- (v) Upon the Defendant No. 7 furnishing the BSI concerning Defendant Nos. 1 to 6, the same shall be made available to the Applicants/Plaintiffs by the Registry within one week therefrom.
- (vi) The Applicants/Plaintiffs upon receiving the BSI, shall carry out suitable amendment to the Plaint and the Interim Application within a period two weeks therefrom and shall serve the amended Plaint and amended Interim Application on Defendant Nos. 1 to 6 as well as other Defendants, simultaneously upon carrying out the amendment.





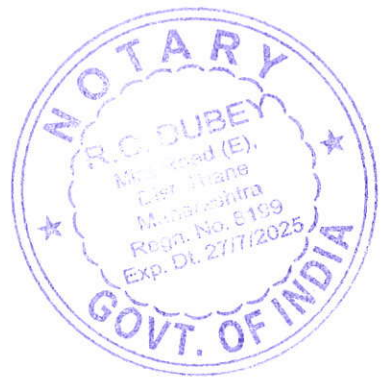
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(vii) Upon the amended Plaint and amended Interim Application being served upon the Defendants, the Defendants shall file their Affidavit in Reply within two weeks therefrom.

(viii) It is made clear that the issue of global blocking/Geo-blocking will be considered on the next date.

15. Interim Application shall be listed on 6th April 2023 under the caption for further *ad-interim* reliefs.

[R.I. CHAGLA J.]





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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INTERIM APPLICATION (L) NO.1231 OF 2023

IN

SUIT (L) NO.1227 OF 2023

Piramal Capital and Housing Finance Limited & Anr. ...Applicants / Plaintiffs

Versus

Unknown Defendant No.1 & Ors. ...Defendants

Simil Purohit, Mr. Viraj Parikh, Ms. Saloni Shah and Ms. Sayali Diwadkar i/b. DSL Legal for the Plaintiffs.

Alankar Kirpekar with Ayush Tiwari i/b. Shekhar Bhagat and Neelaja Kirpekar for Defendant No.7

CORAM : R.I. CHAGLA J

DATE : 26 APRIL 2023

ORDER :

1. The matter has been placed for compliance by order dated 12th April, 2023. By the said order, ad-interim relief had been granted as mentioned in Paragraph 8 of the said Order. The learned Counsel appearing for the Defendant No.7 states that the said Order has been complied with and URLs mentioned in Exhibit -B and

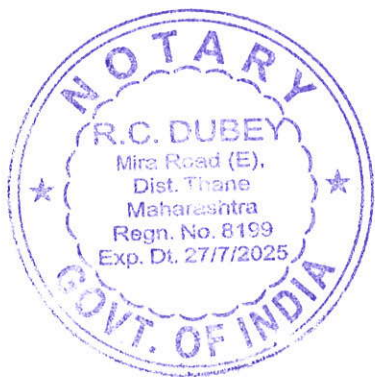
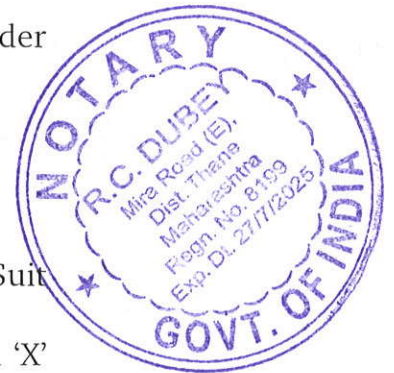


Exhibit – C of the further additional Affidavit on behalf of the Plaintiffs stands blocked / suspended till further orders of this Court.

2. Mr. Purohit, learned Counsel appearing for the Applicants / Plaintiffs states that as per the liberty granted by this Court, the Interim Application has been filed and the stamp number is awaited. The Interim Application is for providing information in order to proceed against Defendant Nos.1 to 6 as the Plaintiffs' contention being that the BSI provided by Defendant No.7 is insufficient information to proceed.

3. Accordingly, upon the Interim Application being stamped, the same shall be placed on board on 2nd May, 2023 under the caption for directions.

4. Mr. Purohit has tendered draft amendment to the Suit (L) No.1227 of 2023 which has been taken on record and marked 'X' for identification. Upon perusing the draft amendment, it is in line with the said Order dated 12th April, 2023 which had permitted the Applicants/ Plaintiffs to carry out amendment in the Plaint and the Interim Application upon receiving the BSI. There is a delay in



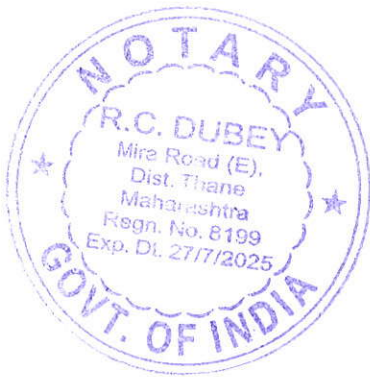
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carrying out the amendment which is condoned.

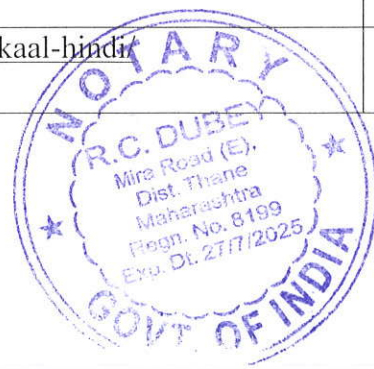
5. The Applicants / Plaintiffs shall carry out amendment in the Plaint and in the Interim Application in accordance with the draft amendment which have been taken on record and marked 'X'. The amendment shall be carried out on or before 2nd May, 2023. Upon the amendment being carried out, the amended Interim Application shall be served on the Defendants forthwith.

6. Place the amended Interim Application also on 2nd May, 2023.

[R.I. CHAGLA J.]



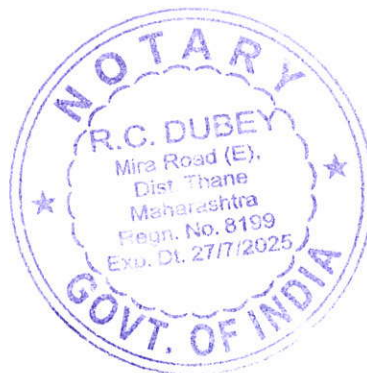
<u>Sr. No.</u>	<u>Link</u>	<u>Publish Date</u>
1.	https://onceinabluemoon2021.in/2023/02/26/requesting-for-becoming-wilful-defaulters-following-the-path-of-50-super-rich-business-tycoons-a-letter-to-mr-ajay-piramal/	26/02/2023 00:55:59
2.	https://rupasanyal.wordpress.com/2023/02/26/requesting-for-becoming-wilful-defaulters-following-the-path-of-50-super-rich-business-tycoons-a-letter-to-mr-ajay-piramal/	26/02/2023 02:55:19
3.	https://onceinabluemoon2021.in/2023/02/28/greetings-to-mr-ajay-piramal-the-successful-owner-of-the-dhfl-aka-pchfl-aka-piramal-finance/	28/02/2023 18:12:32
4.	https://rupasanyal.wordpress.com/2023/02/28/greetings-to-mr-ajay-piramal-the-successful-owner-of-the-dhfl-aka-pchfl-aka-piramal-finance/	28/02/2023 19:29:32
5.	https://onceinabluemoon2021.in/2023/03/03/in-defence-of-the-open-society-consecutive-letters-to-mr-george-soros-on-the-india-question/	03/03/2023 22:26:39
6.	https://onceinabluemoon2021.in/2023/03/05/mritkaal/	05/03/2023 00:50:11
7.	https://onceinabluemoon2021.in/2023/03/08/complaint-against-the-alleged-frauds-by-the-rbi-appointed-coc-for-dhfl-a-letter-to-the-sfio/	08/03/2023 01:21:24
8.	https://rupasanyal.wordpress.com/2023/03/05/mritkaal/	05/03/2023 04:23:18
9.	https://onceinabluemoon2021.in/2023/03/06/bjp-and-piramal-are-afraid-suppression-of-obmas-online-activism/	06/03/2023 12:00:07
10.	https://rupasanyal.wordpress.com/2023/03/08/complaint-against-the-alleged-frauds-by-the-rbi-appointed-coc-for-dhfl-a-letter-to-the-sfio/	08/03/2023 01:37:04
11.	https://onceinabluemoon2021.in/2023/03/10/if-sarfaesi-2002-is-there-why-fluid-ibc-2016-is-applied-to-the-dhfl/	10/03/2023 01:41:35
12.	https://onceinabluemoon2021.in/2023/03/11/bjps-match-fixing-helping-piramal-chfl-to-win-the-game-at-the-cost-of-fd-and-ncd-holders-of-the-dhfl-a-letter-to-mr-tejashwi-prasad-yadav/	11/03/2023 13:50:49
13.	https://rupasanyal.wordpress.com/2023/03/11/bjps-match-fixing-helping-piramal-chfl-to-win-the-game-at-the-cost-of-fd-and-ncd-holders-of-the-dhfl-a-letter-to-mr-tejashwi-prasad-yadav/	11/03/2023 15:56:10
14.	https://onceinabluemoon2021.in/2023/03/12/topsy-turvy-indian-governmentality-the-peculiar-case-of-the-dhfl-scam/	12/03/2023 23:58:30
15.	https://rupasanyal.wordpress.com/2023/03/13/topsy-turvy-indian-governmentality-the-curious-case-of-the-dhfl-scam/	13/03/2023 00:36:31
16.	https://onceinabluemoon2021.in/2023/03/16/why-is-mr-ajay-piramal-hiding-himself-from-the-socialization-process/	16/03/2023 00:00:06
17.	https://rupasanyal.wordpress.com/2023/03/16/why-is-mr-ajay-piramal-hiding-himself-from-the-socialization-process/	16/03/2023 09:20:27
18.	https://onceinabluemoon2021.in/2023/03/23/mritkaal-hindi/	23/03/2023 21:31:00



19.	https://onceinabluemoon2021.in/2023/03/26/revealing-the-controversies-about-the-piramal-group-additions-on-wikipedia/	26/03/2023 22:19:49
20.	http://onceinabluemoon2021.in/2022/12/04/youre-all-caught-up-rbi-appointed-coc-for-dhfl/	
21.	http://onceinabluemoon2021.in/2022/12/04/youre-all-caught-up-rbi-appointed-coc-for-dhfl/	
22.	http://onceinabluemoon2021.in/2023/01/11/some-open-controversial-questions-to-mr-ajay-piramal-regarding-the-dhfl-acquisition/	
23.	https://onceinabluemoon2021.in/2023/02/26/requesting-for-becoming-wilful-defaulters-following-the-path-of-50-super-rich-business-tycoons-a-letter-to-mr-ajay-piramal/	
24.	https://onceinabluemoon2021.in/2023/02/26/requesting-for-becoming-wilful-defaulters-following-the-path-of-50-super-rich-business-tycoons-a-letter-to-mr-ajay-piramal/	
25.	http://onceinabluemoon2021.in/2023/02/28/greetings-to-mr-ajay-piramal-the-successful-owner-of-the-dhfl-aka-pchfl-aka-piramal-finance/	
26.	http://onceinabluemoon2021.in/2023/02/01/investigating-the-dhfl-scam-in-india-a-letter-to-the-hindenburg-research-team/	
27.	http://onceinabluemoon2021.in/2023/02/28/greetings-to-mr-ajay-piramal-the-successful-owner-of-the-dhfl-aka-pchfl-aka-piramal-finance/	
28.	http://onceinabluemoon2021.in/2023/02/26/requesting-for-becoming-wilful-defaulters-following-the-path-of-50-super-rich-business-tycoons-a-letter-to-mr-ajay-piramal/	
29.	http://onceinabluemoon2021.in/2023/01/10/aadiya-and-krishna-piramal-best-wishes-to-newborn-twins-in-ambani-piramal-family-from-the-dhfl-victims/	
30.	https://onceinabluemoon726729221.wordpress.com/2022/10/31/piramal-is-more-equal-than-the-other-98/	
31.	http://onceinabluemoon2021.in/2023/02/28/greetings-to-mr-ajay-piramal-the-successful-owner-of-the-dhfl-aka-pchfl-aka-piramal-finance/	
32.	http://onceinabluemoon2021.in/2022/07/30/exposing-piramal-realty-krishnaraj-rao/	
33.	http://onceinabluemoon2021.in/2022/07/17/are-you-papayoni-or-the-nimitta-kara%e1%b9%87a-for-creating-carceral-society-a-letter-to-mr-ajay-piramal-and-mrs-swati-piramal/	



34.	https://onceinabluemoon726729221.wordpress.com/2022/05/30/the-dilemma-of-schizophrenic-selves-the-changing-names-of-companies-under-the-piramal-group-a-letter-to-mr-ajay-piramal/	
35.	https://onceinabluemoon726729221.wordpress.com/2021/12/15/who-is-ajay-piramal/	
36.	http://onceinabluemoon2021.in/2022/06/21/an-rti-on-who-owns-dhfl-now-pchf-or-piramal-finance/	
37.	http://onceinabluemoon2021.in/2023/02/28/greetings-to-mr-ajay-piramal-the-successful-owner-of-the-dhfl-aka-pchfl-aka-piramal-finance/	
38.	https://onceinabluemoon2021.in/2023/04/03/pleasure-of-the-trial-a-letter-to-pchfls-legal-advocates/	
39.	https://onceinabluemoon2021.in/2023/04/22/attack-and-counter-attack-a-letter-to-pchfls-legal-team/	
40.	https://onceinabluemoon2021.in/2023/04/28/ahlada-or-jouissance-due-to-legal-intimidation-follow-up-letter-to-the-pchfls-legal-team/	
41.	http://onceinabluemoon2021.in/2023/01/11/some-open-controversial-questions-to-mr-ajay-piramal-regarding-the-dhfl-acquisition/	
42.	https://onceinabluemoon2021.in/2021/06/19/a-white-paper-on-the-dewan-housing-finance-corporation-ltd-dhfl/	
43.	https://piramaldhflscam.wordpress.com/	



IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
ORDINARY ORIGINAL CIVIL
JURISDICTION
INTERIM APPLICATION NO. 15882 OF 2023
IN
SUIT (L) NO. 1227 OF 2023

Piramal Capital and Housing
Finance Limited & Anr. .. Applicants

Versus

Unknown Defendant No. 1 & Ors.
...Respondents

INTERIM APPLICATION

Dated this day of June 2023.

5 JUN 2023



DSK Legal,

Advocates for the Applicants,
C-16, Dhanraj Mahal,
Apollo Bunder,
Chhatrapati Shivaji Marg,
Colaba, Mumbai-400 001.