

Countersign
Sd/-
In-charge Copying Branch
District and Session Court
Alwar (Rajasthan)
25 Nov 2019

18913/21-11-2019

Form No.: III

Court Order

Bhupendra Soni

(Rule 36)

CJM Court No. 1 Alwar
Order Book

12X1

Civil Judge and Judicial Magistrate District Court No. 1, Alwar

Punit / Go Daddy India
408/19

198/22-11-2019

Case type – Civil Suit No.

Hearing date: 30-11-19

Punit Agrawal Vs Go Daddy India

Order

Order or Action with Judge's Initials

34/408/19

On date 15/11/2019, complainant advocate was present. Examined employee report. Examined documents. Suit entry made in register. Respondents to be served notice and documents to be submitted on 30/11/2019.

Sd/-

Seal

Civil Judge and Judicial Magistrate
No. 1, Alwar (Rajasthan)

True Copy

Sd/-

Head Copy Writer

District and

Session Court

Alwar (Rajasthan)

Round Seal:

District and Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



Application No.	1	18913
Application date	2	21-11-19
Page No.	3	1X1
<ILLEGIBLE>	4	4
<ILLEGIBLE>	5	J. P.
Date of submission	6	25 Nov 2019
Date of issuing number	7	25 Nov 2019
Date of issuing notice	8	25 Nov 2019
Date of issuing duplicate	9	26-11-2019

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



Stamp Rs. 5/-

Stamp Rs. 5/-

Stamp Rs. 5/-

Stamp Rs. 5/-

True Copy
Sd/-
Head Copy Writer
District and
Session Court
Alwar (Rajasthan)
25 Nov 2019

<PHOTO>

To,

Court of Civil Judge A.B. Alwar

Civil Suit No.

1. Punit Agrawal S/o Shri Surendra Kumar, Caste Mahajan, Age around 34 years R/o B-2, Anand Vihar, Railway Colony, Alwar, Rajasthan

--Complainant

Versus

1. Go Daddy India, Web Services Private Limited, registered office at 003, Tower 4-A, D.L.F. Corporate Park, Maji Road, Gurugram (Haryana) - 122002

2. Brent Oxeley, S/o Tom Oxeley, Age 35 years, R/o Street No. 1946 Private Road 2485, Uvalde Texas America – 78801

--Defendants

Prohibitory Orders in respect of the suit for Defendants' mandatory prohibition.

Sir,

Complainant has the honor to request as follows:

1. That, Complainant is a resident of said address and Complainant has earned a B. Tech. degree, Complainant is an educated

Round Seal:

District and Session Court
Alwar (Rajasthan)

ASTA-USA Translation Services, Inc., a professional document translation company, attest that the Certified Professional Translators, represents an accurate and correct interpretation of the terminology correctness of the translation only. We do not guarantee that the original is a genuine document or that the copy completed ASTA-USA translation is double checked for quality by a qualified proofreader before the

entry appears on the document.
IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



11-11-19

Shri Bhupendra Soni <ILLEGIBLE>

Sd/-

Sir,

1. Suit is under duration period.
2. <ILLEGIBLE>
3. <ILLEGIBLE>
4. <ILLEGIBLE>
5. T1 format is attached
6. Copies of documents are submitted.
7. Add. Copy is attached.

Report is submitted to your kindness.

Sd/-

15 Nov. 2019

Round Seal:

District and Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



person of high intellectual ability who wants to extend his various businesses through the use of internet. For the same, Complainant has got registered many domains (intellectual jurisdiction) through his phone and computers using the internet.

2. That, Defendant No. 1 provides several facilities viz. registration of website, domain (intellectual jurisdiction) etc. for the office at Go Daddy India, Web Services Private Limited, registered office at 003, Tower 4-A, D.L.F. Corporate Park, Maji Road, Gurugram (Haryana) – 122002. The office deals with the Indian customers (facility seekers) of Defendant No. 1.

3. That, Defendant No. 2 has made a contract through the use of e-mail on internet with the Complainant to sale and register domains (intellectual jurisdiction) and new domains (intellectual jurisdiction) registered by Complainant and other persons at Defendant No. 1. The contract was made by Defendant No. 2 on emails and as such there is no written contract on stamp between the Complainant and Defendant No. 2. In this regard, computer print-out of emails communication between the Complainant and Defendant No. 2 is attached with this suit.

True Copy
Sd/-
Head Copy Writer
District and
Session Court
Alwar (Rajasthan)

Round Seal:

District and Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



4. That, Defendant No. 2 had fixed with the Complainant that the domains (intellectual jurisdiction) bought and sold by Defendant No. 2 shall be bought and sold through the Complainant and Defendant No. 2 shall pay, as per the cost, 10% to 20% commission to Complainant on buying and selling of domains (intellectual jurisdiction). Also, out of the commission to be paid to Complainant, renewal fee of domains (intellectual jurisdiction) registered with the Complainant in the condition of new domains (intellectual jurisdiction) registration, the registration fee shall be paid to Defendant No. 1 by Defendant No. 2 through credit card or through some other means.

5. That, Complainant had got registered and renewed various domains (intellectual jurisdiction) with Defendant No. 1 on 25-06-2019 vide receipt No. 1513638424, receipt No. 15136337493, receipt No. 1513637831 and receipt No. 1513634568 and on date 04-07-2019 vide receipt No. 1517830898 and on date 08-07-2019 vide receipt No. 1520206413 and receipt No. 1520205490. For the renewal of domains (intellectual jurisdiction), the payment to Defendant No. 1 was made through the use of credit card belongs to Defendant No. 2 with the consent of Defendant No. 2.

True Copy
Sd/-
Head Copy Writer
District and
Session Court
Alwar (Rajasthan)

Round Seal:

District and Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



6. That, Defendant No. 2 has bought the following domains (intellectual jurisdiction) and to buy these domains (intellectual jurisdiction), all the negotiations with the sellers were carried out by the Complainant. The Complainant has bought following domains (intellectual jurisdiction) from the Defendant No. 2:

- | | | | |
|--------------|-------------------|-----------------|----------------|
| 1. Piano.com | 2. Flute.com | 3. Memo.com | 4. Admirer.com |
| 5. Darm.com | 6. Devote.com | 7. Demolish.com | 8. Emir.com |
| 9. Vtok.com | 10. Vandalize.com | 11. LoanTap.com | |

7. That, Defendant No. 2 has talked to sellers through the Complainant for the purchase of the following domains (intellectual jurisdiction) and the Complainant burnt midnight oil to negotiate with the sellers to purchase the following domains (intellectual jurisdiction) for the Defendant No. 2. But, in order to arrogate the commission of the Complainant, the Defendant No. 2 bought following domains (intellectual jurisdiction) directly and in the process arrogated the commission of the Complainant:

- | | | | |
|---------------|----------------|-------------------|---------------|
| 1. Advise.com | 2. Message.com | 3. Distribute.com | 4. Detect.com |
| 5. Jewel.com | 6. Dust.com | 7. Bonjour.com | 8. Viaje.com |

True Copy
Sd/-
Head Copy Writer
District and
Session Court
Alwar (Rajasthan)

Round Seal:

District and Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



8. That, after a lot of hard work and fixing the prices etc., the Complainant has prepared customers to buy following domains (intellectual jurisdiction) of Defendant No. 2 and informed the Defendant No. 2 of the same. After that, with an intention to not to pay the commission to the Complainant, Defendant No. 2 communicated directly with the customers.

- | | | | |
|--------------|---------------|----------------|------------------|
| 1. CIA.com | 2. Drone.com | 3. Item.com | 4. Valentine.com |
| 5. Bride.com | 6. Hybrid.com | 7. Athlete.com | |

Out of the said domains (intellectual jurisdiction), Defendant No. 2 is in the quest of selling CIA.com and Drone.com directly to the buyers. Whereas, according to the contract with the Complainant, Defendant No. 2 cannot sell the domains (intellectual jurisdiction) directly to the customers.

9. That, the intentions of Defendant No. 2 have gone wrong and he is breaching the contract made with the Complainant by trying to sell above mentioned domains (intellectual jurisdiction) directly. And also, Defendant No. 1 is helping Defendant No. 2 without considering mediation of the Complainant and registering domains (intellectual jurisdiction) of Defendant No. 2 in favors of other people. Defendants have no right to do so.

10. That, Defendant No. 2 paid renewal fee to Defendant No. 1 out of the amount of commission paid by the Complainant to Defendant No. 2 for renewal of various domains (intellectual jurisdiction) registered with Defendant No. 1 in the name of the Complainant, vide receipts mentioned in para 5 of this suit but when dispute aroused between the Complainant and Defendant No. 2 about the commission being paid, Defendant No. 2 withdrew the amount of renewal fee paid and Defendant No. 1 did not object to it. Whereas, Defendant No. 1 and Defendant No. 2 do not have any right to do so because the amount paid by Defendant No. 2 to Defendant No. 1 through credit card was hard earned money of the Complainant which was used for the renewal of domains (intellectual jurisdiction) registered on the name of the Complainant.

Round Seal:

District and Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



11. That, Defendant No. 2 himself is not honoring the contract made with the Complainant through emails, whereas, the Complainant has always honored the contract made with the Defendant No. 2 and the Defendant No. 2 has also made thousands of dollars through the hard work done by the Complainant. But at present, because of the charge back of credit card amount by Defendant No. 2 towards the payment of all the registration of domains (intellectual jurisdiction) with the Defendant No. 1, on the name of the Complainant, the Defendant No. 1 is on the verge of cancellation of all domain (intellectual jurisdiction) registered by the Complainant, whereas, the Defendant No. 1 has no right to do so, nor Defendant No. 1 has rights to revert the registration charges to Defendant No. 2 once the same are paid to Defendant No. 1. Therefore, the Complainant has the right to get the registration charge back to Defendant No. 1 from Defendant No. 2.

True Copy
Sd/-
Head Copy Writer
District and
Session Court
Alwar (Rajasthan)

Round Seal:

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



District and Session Court
Alwar (Rajasthan)

12. That, Defendant No. 2 is selling domains (intellectual jurisdiction) as detailed in para Nos. 6, 7 and 8 without compensating for the hard work of the Complainant, to which Defendant No. 2 have no rights and Defendant No. 2 is deliberately not honoring the contract made with the Complainant. Therefore, Defendant No. 2 has no rights to sell the said domains (intellectual jurisdiction) nor Defendant No. 1 has any right to transfer the registrations of domains (intellectual jurisdiction) to the Defendant No. 2.

13. That, even after repeated requests of the Complainant, Defendants are going against the rights of the Complainant by cancelling his registration of domains (intellectual jurisdiction) and transferring the same to the Defendant No. 2. If and when the Defendants were succeeded in their motives, the Complainant shall incur an irreversible loss. Therefore, the Complainant has right to get issued permanent prohibitory orders to bind the Defendants. Suit is filed to achieve the same effect.

14. That, the Defendants have threatened the Complainant on 03-11-2019 to cancel the registration of domains (intellectual jurisdiction) and Defendant No. 2 threatened to transfer the same. The said date is well within to file the suit. The suit has been filed within the period.

Round Seal:

District and Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



15. That, the Complainant has entered into a contract with Defendant No. 2 through internet at his residence, and got registered domains (intellectual jurisdiction) at Defendant No. 1 from his residence, and from the same place the Complainant worked online as a broker to sell and purchase domains (intellectual jurisdiction) of Defendant No. 2. Therefore, filed suit is under the hearing and jurisdiction of the honorable court.

16. That, judiciary charges to file the suit for issuance of prohibitory orders have been paid as Rupees 800/- and a fair justice fee of Rupees 20/- are paid. Calling fee has been submitted separately.

Therefore, by submitting suit, it is requested to accept the case of Complainant versus Defendants and decree to this effect be issued against the Defendants.

1. That, the Defendant No. 2 be bound to get the registration charges of domains (intellectual jurisdiction) back to the Complainant from the Defendant No. 2 in honoring the contract with the Complainant.
2. That, the Defendant No. 1 be bound to not to cancel the registration of domains (intellectual jurisdiction) of the Complainant.
3. Awarding any other relief which honorable court find to be appropriate.

True Copy
Sd/-
Head Copy Writer
District and
Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



Round Seal:

District and Session Court
Alwar (Rajasthan)

Complainant incurred on this case be provided from the Defendants.

Date: 11-11-2019

Applicant

Punit Agrawal, S/o Shri Surendra Kumar,
Caste Mahajan, Age around 34 years,
R/o B-2 Anand Vihar, Railway Colony,
Alwar, Rajasthan

Sd/-

Sd/-

Verification

I, within the premises of this Alwar court, attest that the information provided in this document from Sl. No. 1 through 16 is true and correct as per my personal knowledge and the legal advice which I got. May god save me.

Signature of the verifier

Sd/-

Round Seal:

District and Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



To,

Civil Judge and Judicial Magistrate Court, Alwar

Civil suit No. _____ year 2019

1. Punit Agrawal S/o Shri Surendra Kumar, Caste Mahajan, Age around 34 years R/o B-2, Anand Vihar, Railway Colony, Alwar, Rajasthan

--Complainant

Versus

1. Go Daddy India, Web Services Private Limited, registered office at 003, Tower 4-A, D.L.F. Corporate Park, Maji Road, Gurugram (Haryana) – 122002 and others.

--Defendants

Prohibitory Orders in respect of the suit for Defendants' mandatory prohibition.

Affidavit

I, Punit Agrawal, S/o Shri Surendra Kumar, Caste Mahajan, Age around 34 years am a residence of B-2, Anand Vihar, Railway Colony, Alwar, Rajasthan oath fully state the following:

I oath fully state that the information provided in this document from Sl. No. 1 through 16 is true and correct as per my personal knowledge and the legal advice which I got. I have not inserted any wrong facts.

True Copy
Sd/-

Head Copy Writer
District and
Session Court
Alwar (Rajasthan)

Sd/-

Signature of deponent

Above mentioned affidavit is true and correct as per my personal knowledge and belief. God is my corroborator.

Date: 11-11-2019

Signature of deponent

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.



Sd/-

Punit S/o Surendra Mahajan

<ILLEGIBLE>

Alwar

Bhupendra Soni 10/-

Sd/- 11/11/2019

Round Seal:

District and Session Court
Alwar (Rajasthan)

Application No.	1	18913
Application date	2	21-11-19
Page No.	3	11X1
<ILLEGIBLE>	4	44
<ILLEGIBLE>	5	J. P.
Date of submission	6	25 Nov 2019
Date of issuing number	7	25 Nov 2019
Date of issuing notice	8	25 Nov 2019
Date of issuing duplicate	9	26-11-2019

Round Seal:

District and Session Court
Alwar (Rajasthan)

With reference to the following materials/documents, we at ASTA-USA Translation Services, Inc., a professional document translation company, attest that the language translation completed by **ASTA-USA's U.S. Courts Certified Professional Translators**, represents an accurate and correct interpretation of the terminology & content of the source document(s). This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document or that the statements contained in the original document(s) are true. Every completed ASTA-USA translation is double checked for quality by a qualified proofreader before the entry appears on the document.

IN WITNESS WHEREOF, ASTA-USA Translation Services, Incorporated – a member in good standing of The National Association of Judiciary Interpreters and Translators - Member #12342 – and The American Translators Association Member #243198 - has caused the Certificate to be signed by its duly authorized officer.

