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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\# **CNR No. DLHC010413132026**

\+ CS(COMM) 962/2026

JSW MG MOTOR INDIA PRIVATE LIMITED & ANR.

.....Plaintiffs

Through: Mr. Saif Khan, Mr. Shobhit Agrawal, Mr. Prajjwal Kushwaha, Ms. Diya Viswanath and Ms. Shayal Anand, Advocates.

versus

ANANT KUMAR SINGH & ORS. .....Defendants

Through: Ms. Shweta Sahu, Advocate for D-6 and 7.

CORAM:
HON'BLE MS. JUSTICE JYOTI SINGH

O R D E R

% 03.09.2026

I.A. 24067/2026 *(for pre-institution mediation)*

1. This application is filed on behalf of the Plaintiffs under Section 12-A of the Commercial Courts Act, 2015 read with Section 151 CPC seeking exemption from Pre-Institution Mediation.

2. Having regard to the facts of the present case wherein urgent relief is prayed for and in light of the judgment of Supreme Court in ***Yamini Manohar v. T.K.D. Keerthi, (2024) 5 SCC 815,*** as also Division Bench of this Court in ***Chandra Kishore Chaurasia v. RA Perfumery Works Private Ltd., 2022 SCC OnLine Del 3529***, exemption is granted to the Plaintiffs from Pre-Institution Mediation.

3. Application is allowed and disposed of.

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I.A. 24068/2026 *(u/O XI Rule 1 (4) r/w Section 151 CPC)*

4. This application is filed on behalf of the Plaintiffs seeking to place on record additional documents within 30 days.

5. Plaintiffs, if they wish to file additional documents at a later stage, shall do so strictly in accordance with provisions of the Commercial Courts Act, 2015.

6. Application is allowed and disposed of.

I.A. 24069/2026 *(u/S 151 CPC)*

7. This application is filed on behalf of the Plaintiffs seeking exemption from effecting advance service on Defendants No. 1 to 3.

8. For the reasons stated in the application, the same is allowed exempting Plaintiffs from effecting advance service on Defendants No. 1 to 3.

9. Application stands disposed of.

I.A. 24070/2026 *(u/S 80 CPC CPC)*

10. This application is filed on behalf of the Plaintiffs seeking exemption from serving two months advance notice on Defendants No. 9/DoT and 11/MeitY.

11. For the reasons stated in the application, the same is allowed exempting Plaintiffs from serving two months advance notice on Defendants No. 9/DoT and 11/MeitY.

12. Application stands disposed of.

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13. Let plaint be registered as a suit.

14. Issue summons.

15. Ms. Shweta Sahu, learned counsel accepts summons on behalf of Defendants No. 6 and 7.

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16. Upon filing of process fee, summons be issued to the remaining Defendants through all permissible modes, returnable before the learned Joint Registrar on 29.09.2026.

17. Summons shall state that the written statements shall be filed by Defendants No. 1 to 3 within 30 days from the receipt of summons along with affidavits of admission/denial of the documents filed by the Plaintiffs.

18. It will be open to the Plaintiffs to file replications within 30 days from the date of receipt of written statements along with affidavits of admission/denial of documents filed by Defendants No. 1 to 3.

19. If any of the parties wish to seek inspection of any documents, the same be sought and given within the timeline prescribed in Delhi High Court (Original Side) Rules, 2018.

20. Learned Joint Registrar will carry out admission/denial of documents and marking of exhibits.

I.A. 24066/2026 *(u/O XXXIX Rules 1 and 2 r/w Section 151 CPC)*

21. This application is filed on behalf of the Plaintiffs under Order XXXIX Rules 1 and 2 read with Section 151 of CPC for grant of *ex parte* ad interim injunction.

22. Issue notice.

23. Ms. Shweta Sahu, learned counsel accepts notice on behalf of Defendants No. 6 and 7,

24. Notice be issued to the remaining Defendants through all permissible modes, returnable before Court on 27.10.2026.

25. Case of the Plaintiffs, as set out in the plaint is that Plaintiff No. 1 originally known as MG Motor India Private Limited, is a private limited company and was a wholly owned subsidiary of SAIC Motor HK Investment

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Limited and Plaintiff No. 2 is the ultimate parent company. In 2023, pursuant to a strategic partnership between the JSW Group and Plaintiff No. 2, the Indian entity was restructured and renamed as JSW MG Motor India Private Limited. The business operations, goodwill, dealership network and all activities pertaining to the MG brand in India continued seamlessly under Plaintiff No. 1 following the said restructuring.

26. It is stated that Plaintiff No. 2 is one of the largest auto companies listed on China's A-share market and is one of the Fortune 500 companies with its principal place of business in China. Plaintiff No. 1 carries on business of manufacturing, marketing, selling and distributing world-class motor vehicles and related products under the renowned Morris Garages 'MG' brand in India while advancing JSW's vision of innovation and sustainable mobility. Plaintiffs launched the MG Hector in India, which was country's first SUV that set benchmarks in the segment of passenger vehicles and since then the lead has continued with MG Windsor EV, stated to be Nation's highest selling EV. Plaintiffs' vast Indian portfolio includes MG Hector, MG Astor, MG Gloster, MG Majestor, MG Windsor EV, MG Comet EV and MG ZS EV, apart from an exclusive portfolio of luxury vehicles such as MG Cyberster and MG M9 under the MG Select flagship brand. Recently, Plaintiffs have showcased 'MG Adapt', India's first multi powertrain New Energy Vehicle platform, which supports four distinct electrification types - Pure EV, Strong Hybrid, Plug-in Hybrid and Range Extender EV on a single modular architecture.

27. It is stated that Plaintiffs are the registered proprietors and lawful owners of the trademarks and service marks comprising of the letters 'MG', either alone or in combination with other letters, words and/or elements, in

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relation to automobiles and automobile related services in India. Registrations of the marks are valid and subsisting in Classes 12, 16, 25, 35, 36 and 99 and details are as follows, *albeit* a rectification petition has been filed by a third party against the trademark  , which is pending:-

Application No.	Mark	Class	Status	Validity
3169757	 DEVICE	99	Rectification Filed	27.01.2036
5126860	 DEVICE	36	Registered 10/09/2031	10/09/2031
6177429	 DEVICE	25	Registered 06/11/2023	06/11/2033
6177428	 DEVICE	16	Registered 06/11/2023	06/11/2033
6317692	MG CARDIFF EV WORD	12	Registered 23/02/2024	23/02/2034
3820569	 DEVICE	35	Registered 30/04/2018	30/04/2028
4042726	 DEVICE	12	Registered 31/12/2018	31/12/2028
4144391	 DEVICE	35	Registered 11/04/2019	11/04/2029
4353619	 DEVICE	35	Registered 21/11/2019	21/11/2029
4270566	GLOSTER	35	Registered 21/08/2019	21/08/2029
4296243	 DEVICE	12	Registered 17/09/2019	17/09/2029
4499080	Change What You Can	35	Registered 11/05/2020	11/05/2030
5116808	 DEVICE	12	Registered 03/09/2021	03/09/2031

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5116806	i-SMART HUB DEVICE	12	Registered 03/09/2021	03/09/2031
5116811	DRIVE AI DEVICE	35	Registered 03/09/2021	03/09/2031
5416241	HECTOR PLUS	12	Registered 20/04/2022	20/04/2032
5423821	HECTOR DEVICE	12	Registered 26/04/2022	26/04/2032

28. It is stated that Plaintiffs market and sell their MG branded vehicles through an extensive network of authorised dealers across India, details of which can be accessed through their website at https://www.mgmotor.co.in/tools/car-dealers. Authorised dealers are granted contractual licences to use the MG marks as also Plaintiffs' trade dress, dealership branding and associated intellectual property rights solely for and during the subsistence of the licence/dealership agreements and strictly in accordance with their terms and conditions. Plaintiffs have garnered impeccable and stellar reputation, which is evidenced by large volume of sales of vehicles, automobile parts and accessories under MG trademarks in India, as follows:-

Years	Net Sales (In Lakhs)
2018-2019	3,419
2019-2020	256,940
2020-2021	4,59,532
2021-2022	5,34,885
2022-2023	7,63,621
2023-2024	87,99,089
2024-2025	8,79,059

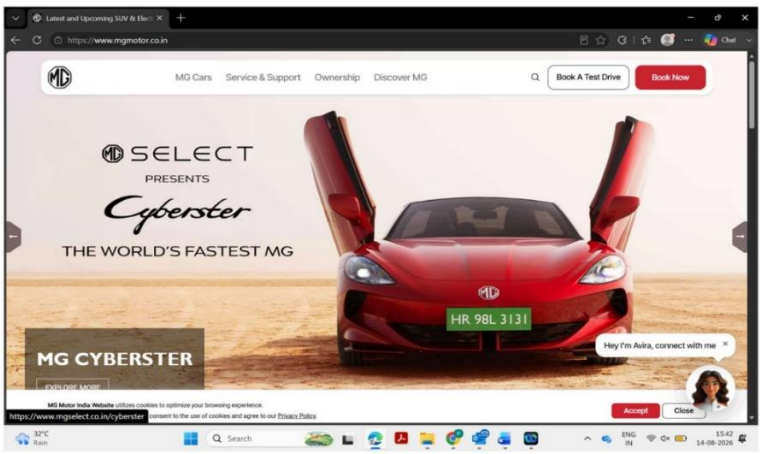
29. It is stated that in addition to tremendous sales generated through the MG trademarks, Plaintiffs have consistently incurred significant expenditure

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towards advertisement, promotion and marketing of the vehicles and related products under MG trademarks in India, as follows:-

Years	Expenditure on advertisement and promotion (In Lakhs)
2018-2019	7,076.11
2019-2020	36,006.55
2020-2021	19,818.21
2021-2022	13,464.40
2022-2023	14,400
2023-2024	31,016
2024-2025	27,458

30. It is stated that Plaintiffs have significant presence on all social media platforms and enjoy huge following with approximately 4,86,000 followers on YouTube, 6,75,000 on LinkedIn, 8,30,000 on Facebook, 8,01,000 on Instagram and 61,700 on X. Plaintiffs also operate a fully interactive and dynamic website at www.mgmotor.co.in, registered on 07.07.2016, through which consumers can not only find information about Plaintiffs' products but also can locate authorised dealers and book test drives. Screenshot of the homepage of Plaintiffs' website is as follows:-

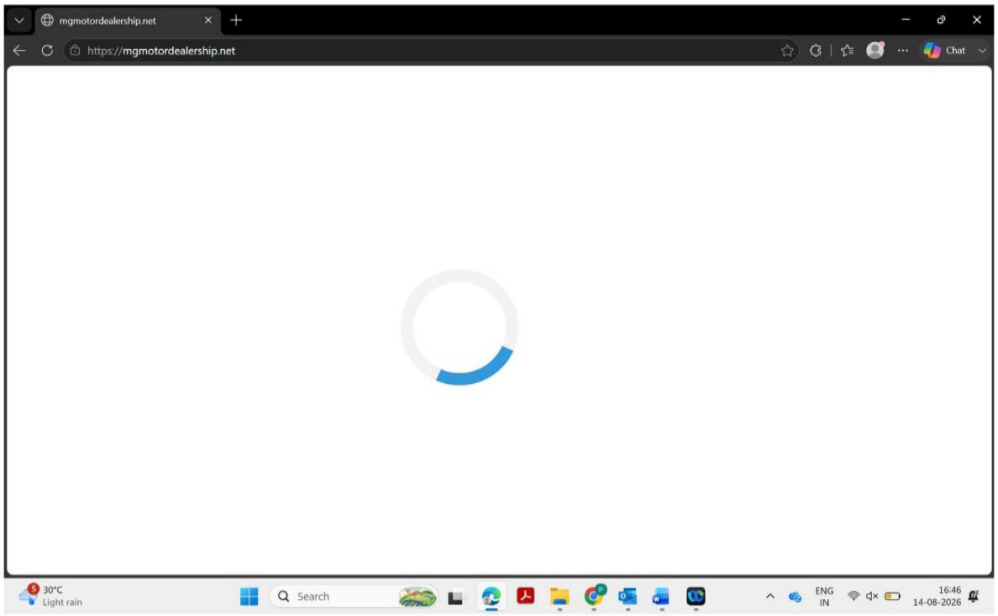


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31. It is stated that sometime in May, 2026, Plaintiffs' representatives were contacted by members of the general public bringing to their notice fraudulent email IDs by which dealerships of the Plaintiffs were being offered to innocent members of the public. Complaints and enquiries were also received that certain unknown individuals were posing as Plaintiffs' authorized representatives and fraudulently offering dealerships.

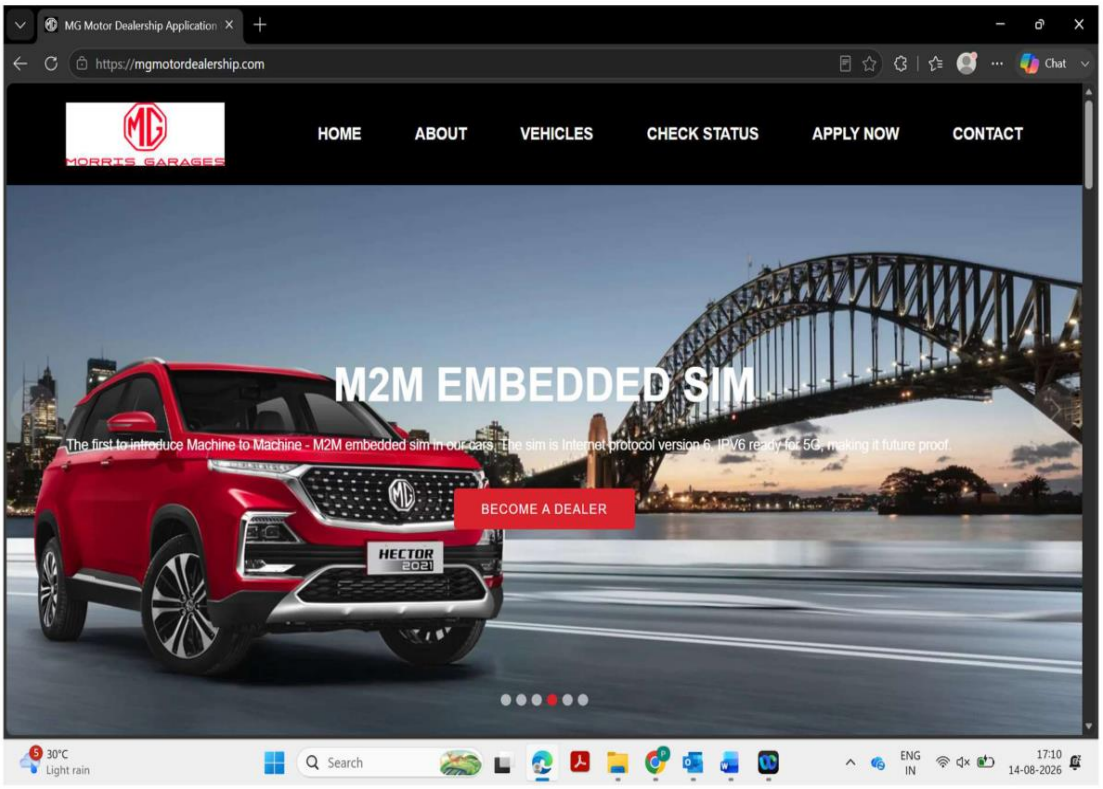
32. It is stated that Defendant No. 1 is the registrant of domain www.mgmotordealership.net, which as per available Whois details was registered through Domain Name Registrar (DNR) BigRock Solutions Ltd./Defendant No. 4 and is set to expire on 09.11.2026. Members of public have reported that they see various dealership advertisements on Facebook and on clicking, they are redirected to an application form. Upon filling the form, they receive emails from support@mgmotordealership.net, info@mgmotordealership.net and help@mgmotordealership.net. Customers have reported that they have received phone calls from one Puneet Mishra on the numbers given in the plaint and in fact, one customer has been duped of Rs.12,000/-, which was given as advance money for securing a dealership and the payment was made in the bank account bearing No. 402102000000003 with IFSC: IOBA0004021 maintained with Indian Overseas Bank/Defendant No. 8, with the beneficiary name being 'MG Motors'. The domain www.mgmotordealership.net does not host any content and therefore, it is clear that it is only used for defrauding people. Screenshot of the website is as follows:-

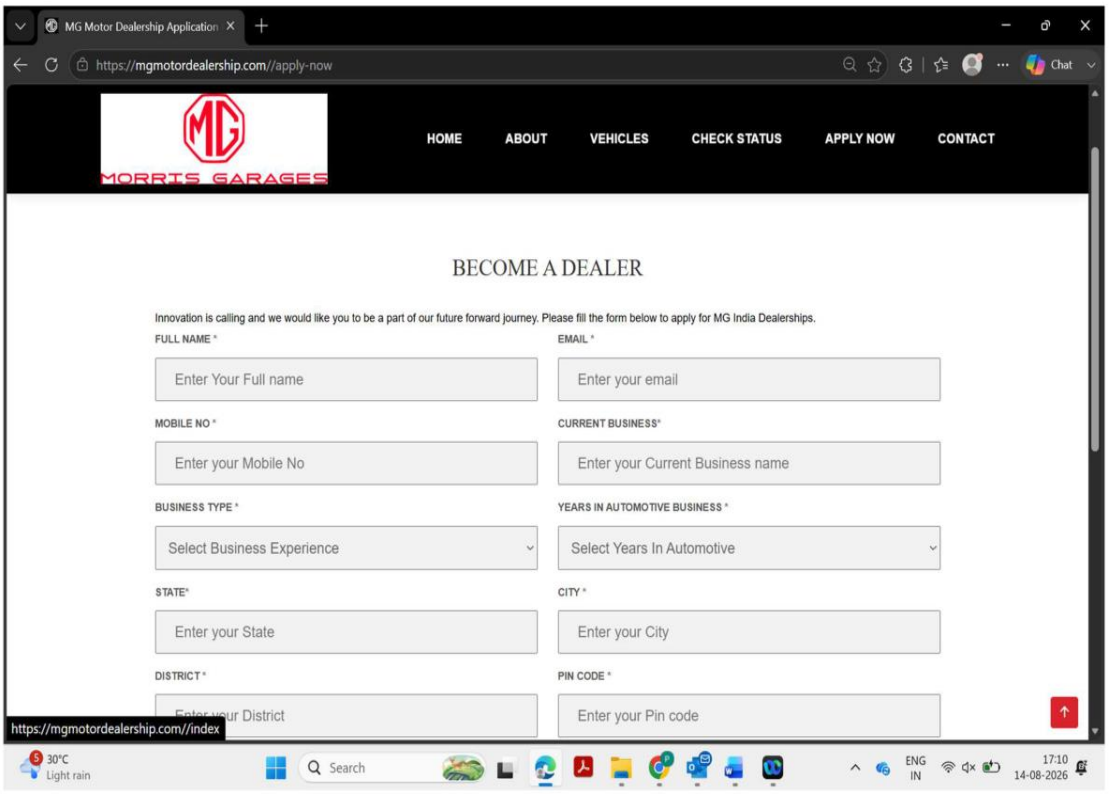
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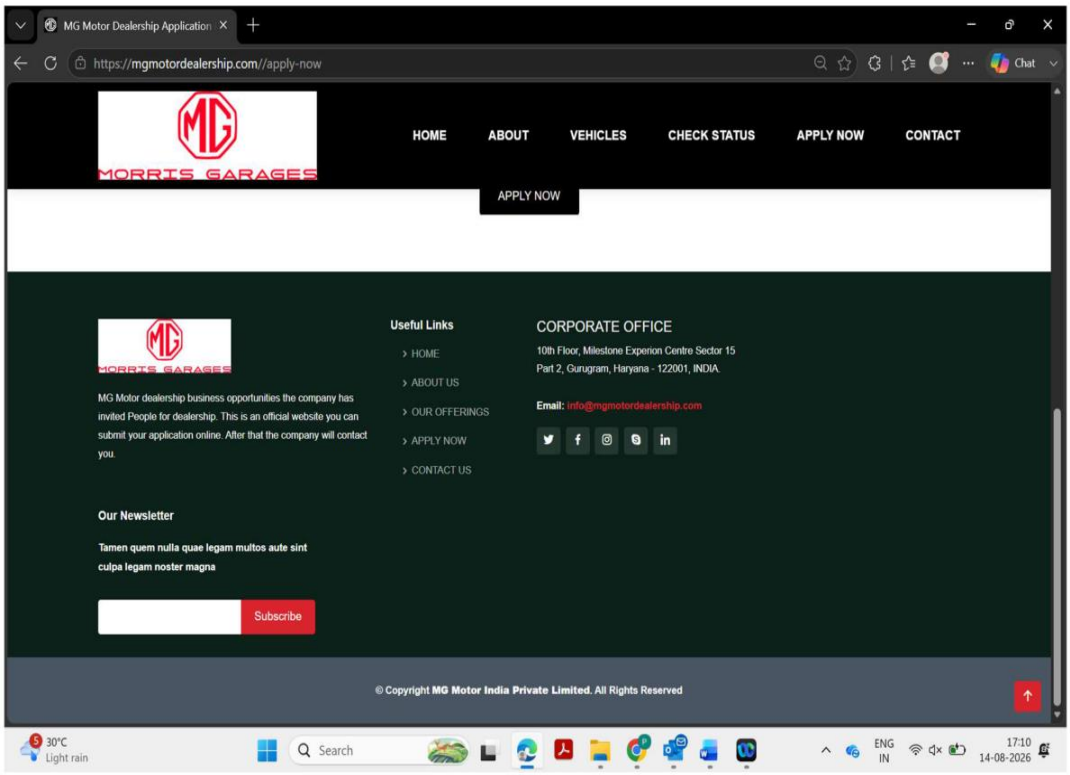
33. It is stated that Defendant No. 2 is also a fraudulent domain www.mgmotorco.in and as per Whois records, it was created on 02.07.2026 through DNR Endurance International Group India Pvt. Ltd./Defendant No. 5 and will expire on 02.07.2027. The registrant details are, however, redacted but the content is the same as that of Defendant No. 1. Defendant No. 3 is yet another fraudulent domain www.mgmotordealership.com, which was registered on 17.02.2025 using proxy registration service provider, namely, Domains By Proxy, LLC/Defendant No. 6 and will expire on 17.02.2027. The domain is registered with DNR GoDaddy.com, LLC/Defendant No. 7 and the screenshots evidence that the website hosts a fully developed dealership portal, which reproduces Plaintiffs' stylised MG logo and Morris Garages branding as also their product photographs, a 'Become a Dealer' application form soliciting personal and business particulars of prospective dealers and a copyright legend in the name of 'MG Motor India Private Limited'. Screenshots of the website are as follows:-

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34. Learned counsel for the Plaintiffs submits that Defendants No. 1 to 3 are using Plaintiffs' MG marks as part of their domains, including the stylized MG logos and associated branding material, without any authorisation, licence or association from or with the Plaintiffs. Being registered proprietors of the MG marks, Plaintiffs have exclusive rights to use and commercially exploit the marks and restrain third parties from using them unauthorizedly. Defendants No. 1 to 3's use of identical MG marks is causing confusion and deception amongst members of the trade and public, which is evidenced from several communications placed on record. Unsuspecting and innocent customers are being defrauded into paying money under the garb of offering dealerships of the Plaintiffs and some customers have actually paid money thinking that the dealerships are being offered by or on behalf of the Plaintiffs. This is resulting in infringement of Plaintiffs' registered trademarks as also

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their dilution and tarnishment of image of the Plaintiffs since members of public and trade are being deceived by using their name.

35. It is further urged that Defendants No. 1 to 3 are deliberately using the MG marks and offering services identical to the Plaintiffs on their behalf, which is causing misrepresentation. The intent is to encash on the stellar reputation of the Plaintiffs built over years for unlawful monetary gains and this is causing irreparable harm and injury to the Plaintiffs and amounts to passing off. Mr. Saif Khan therefore submits that the concerned DNRs be directed to suspend the impugned domains and the concerned bank in which the proceeds from infringement and fraud are being deposited, be directed to mark a lien to the extent of the unlawful proceeds.

36. Having heard learned counsel for the Plaintiffs, I am of the view that Plaintiffs have made out a *prima facie* case for grant of *ex parte* ad interim injunction against Defendants. Balance of convenience lies in favour of the Plaintiffs and they are likely to suffer irreparable harm in case the interim injunction, as prayed for, is not granted.

37. Plaintiffs are the registered proprietor of the MG marks in relation to automobiles and allied goods and services and have been carrying on business in India under the Morris Garages 'MG' brand since 2017 and through predecessors-in-interest, they hold a legacy which goes over 100 years. Being registered proprietors of the MG marks, Plaintiffs have a statutory right to protect them from infringement by unauthorized users. Defendants No. 1 to 3 are using identical MG marks and are offering dealerships to innocent and unsuspecting members of public/trade, which is resulting in confusion as the customers believe that dealerships are being offered by the Plaintiffs. Plaintiffs have placed on record documents *prima facie* evidencing confusion

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resulting in misrepresentation as also payment of money by a duped customer. Use of MG marks by Defendants No. 1 to 3 is *prima facie* infringement under Section 29 of the Trade Marks Act, 1999.

38. Mr. Khan is *prima facie* right that the intent of using the MG marks for offering dealership services is only to encash on the formidable reputation and goodwill of the Plaintiffs so as to make unlawful monetary gains by misrepresenting to members of public that the dealerships are being offered by or on behalf of the Plaintiffs. This is causing irreparable harm and injury to the goodwill and reputation of the Plaintiffs and *prima facie* amounts to passing off. Mr. Khan is also right in submitting that the confusion amongst members of public and resultant deception is diluting the MG marks as also tarnishing the long-standing image and reputation of the Plaintiffs and the MG brand.

39. Accordingly, the following directions are issued:-

(a) Defendants No. 1 to 3 and all others acting on their behalf are restrained till the next date of hearing from using the MG marks as also current layout, graphics, look and feel, website design, logo and images, which are deceptively similar to Plaintiffs' website as also using the MG marks as part of their domains, email IDs, social media handles, WhatsApp display pictures and/or from offering any services including dealerships/licences representing themselves as Plaintiffs and/or their agents and/or having any association with the Plaintiffs, amounting to infringement of Plaintiffs' MG trademarks as also copyright, which Plaintiffs have in the artistic work in logos, product images, marketing material etc. and/or passing off;

(b) Defendant No. 4 is directed to suspend the impugned domain

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www.mgmotordealership.net within a period of 36 hours from the date of receipt of this order and also disclose all relevant details and particulars of the said domain including payment details of purchase of the domain in a sealed cover/password protected document within six weeks from today;

(c) Defendant No. 5 is directed to suspend the impugned domain www.mgmotorco.in within a period of 36 hours from the date of receipt of this order and also disclose all relevant details and particulars of the said domain including payment details of purchase of the domain in a sealed cover/password protected document within six weeks from today;

(d) Defendant No. 7 is directed to suspend the impugned domain www.mgmotordealership.com within a period of 36 hours from the date of receipt of this order and also disclose all relevant details and particulars of the said domain including payment details of purchase of the domain in a sealed cover/password protected document within six weeks from today;

(e) Defendant No. 6 is directed to provide all available details of the user on whose behalf it has registered the impugned domain www.mgmotordealership.com as also provide all details and particulars relating to issuance of the said domain including details of payment for purchase of the domain within six weeks from today in a sealed cover/password protected document;

(f) Defendant No. 8/Indian Overseas Bank is directed to mark a lien on bank account No. 402102000000003 with IFSC: IOBA0004021 to the extent of Rs.14,55,700/- until further orders of the Court within a period

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of two weeks from today and provide all available details, including transaction history from the date the account was opened till date as also KYC details in a sealed cover/password protected document within six weeks from today;

(g) Defendant No. 9 is directed to provide all available details, including KYC records of phone numbers 8981678447, 8769934679 and 7404652744 to the Plaintiffs within four weeks from today; and

(h) Defendant No. 10/Google LLC is directed to provide all available details pertaining to the email ID kumaransnt5@gmail.com to the Plaintiffs within four weeks from today.

40. Defendants No. 4 to 10 shall file compliance affidavits positively within eight weeks from today.

41. Plaintiffs shall comply with the provisions of Order XXXIX Rule 3 CPC within a period of two weeks from today.

JYOTI SINGH, J

SEPTEMBER 3, 2026
S.Sharma

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