

OA Nos. 655 & 656 of 2021
in
CS (COM) No. 77 of 2021

ABDUL QUDDHOSE, J.

Notice to the respondents returnable by 10.11.2021. Private notice is also permitted.

2. This commercial suit is a Quia timet action. The apprehension of the plaintiff who is the producer of the film *Venom: Let There Be Carnage* is that the respondents / defendants who are Internet service providers and cable T.V. Operators, may release the pirated version of the English feature film, *Venom: Let There Be Carnage* illegally.

3. As seen from the averments contained in the plaint, the plaintiff alleges that they have invested huge amount of money for the production of the subject English feature film. It is their case that the Cinematographic film produced by them is to be released on 14.10.2021. It is their case that if the pirated version of their film is released by the respondents / defendants through their websites or through Television channels illegally, they will be put to irreparable loss.

4. This Court has perused the contents of the affidavit filed in support of these applications seeking for interim injunction, restraining the respondents from infringing the plaintiff's registered Copyright over their Cinematographic film *Venom: Let There Be Carnage* and is of the considered view that a *prima-facie* case has been made out by the plaintiff for the grant of interim injunction as prayed for. The balance of convenience is also in favour of the plaintiff as there is

every likelihood that if the Cinematographic film produced by the plaintiff is released by the respondents/ defendants unauthorizedly, the plaintiff will be put to irreparable loss. This Court is inclined to grant an order of interim injunction as prayed for. Accordingly there shall be an order of interim injunction in OA Nos. 655 and 656 of 2021 as prayed for. Order XXXIX, Rule 3 to be complied with.

Post on 10.11.2021.

13.10.2021

Note: Upload order copy by 13.10.2021.

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