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IN THE HIGH COURT OF DELHI AT NEW DELHI
(*Ordinary Original Civil Jurisdiction*)

C.S. (O.S.) No. of 2012

Between:

The Chancellor, Masters and Scholars of

The University of Oxford

trading as Oxford University Press

1st Floor, YMCA Library,

1 Jai Singh Road,

New Delhi 110001.

... Plaintiff No.1

The Syndicate of the Press of the University of Cambridge on behalf of
the Chancellor, Masters and Scholars of the University of Cambridge,

trading as Cambridge University Press,

The Edinburgh Building,

Shaftesbury Road,

Cambridge CB2 8RU,

United Kingdom.

...Plaintiff No. 2

Cambridge University Press India Pvt. Ltd.

Cambridge House,

4381/4, Ansari Road, Daryaganj,

New Delhi 110002.

....Plaintiff

No. 3

Informa UK Limited

trading as Taylor & Francis Group

Mortimer House, 37-41 Mortimer Street,

140

London W1T 3JH
United Kingdom.

...Plaintiff No. 4

Taylor & Francis Books India Pvt. Ltd.
912-915, Tolstoy House, 9th Floor,
15-17 Tolstoy Marg,
New Delhi- 110024.

...Plaintiff No. 5

Versus

Rameshwari Photocopy Service,
Delhi School of Economics,
University of Delhi,
Delhi - 110007.

... Defendant No.1

The University of Delhi
Delhi- 110 007

... Defendant No. 2

**SUIT FOR PERMANENT INJUNCTION, RESTRAINING
INFRINGEMENT OF COPYRIGHTS, DAMAGES, RENDITION
OF ACCOUNTS OF PROFITS, DELIVERY UP, ETC.**

The Plaintiffs named above respectfully submit as under:

THE PLAINTIFFS AND THEIR ACTIVITIES:

1. The Plaintiff No.1 is trading as Oxford University Press, which was established in the 16th Century by the University of Oxford and is the world's largest university press, publishing more than 4,500 new books a year. Oxford has become a household name through a diverse publishing programme that includes scholarly works in all academic disciplines. It has a presence in more than fifty countries and has innumerable publications with worldwide circulation. In India, Oxford's publishing operations currently fall into three distinct

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areas: academic, general and reference, higher education and school education. Mr. Vishal Ahuja is the Constituted Attorney of the Plaintiff No. 1 and is duly authorized to sign, verify and institute the present proceeding.

2. The Plaintiff No.2 is trading as Cambridge University Press, which is the printing and publishing house integrated with the University of Cambridge. It is one of the oldest printing and publishing houses of the world (having been granted Letters Patent in 1534 by King Henry VIII) and is the second largest university press in the world with over 35,000 books in print. Cambridge's publications include professional books, textbooks, monographs, reference works, academic journals, bibles and prayer books. The Plaintiff No. 3 is the exclusive licensee of the Plaintiff No. 2 in India and hence, the Plaintiff No.3 is an interested and affected party, whenever the Plaintiff No.2's rights are infringed/ violated in India. Mr. Vishal Ahuja is the Constituted Attorney of the Plaintiff No. 2 and the Plaintiff No. 3, and is duly authorized to sign, verify and institute the present proceeding.
3. The Plaintiff No. 4 is trading as Taylor & Francis Group, which is a leading international academic publisher with over two centuries of experience. The main subject areas covered by the Plaintiff No.4's publications are humanities, behavioral & social sciences and science & technology. These publications cater to a wide ranging audience including researchers, students, academics and professionals. The Taylor & Francis Group includes the publishing imprints of Routledge, CRC Press, Taylor & Francis, Garland Science and Psychology Press, all of which have strong reputations for providing high quality, authoritative and insightful knowledge. Operating from a network of 20 global offices, including New York, Philadelphia, Oxford, Melbourne, Stockholm, Beijing, New Delhi, Johannesburg, Singapore and Tokyo, the Taylor & Francis Group publishes more than 1,500 journals and around 3500 new books each year, with a books backlist in excess of 55,000 specialist titles. The Plaintiff No. 5

is a wholly owned subsidiary of the Plaintiff No. 4 in India, and therefore, infringement of Plaintiff No. 4's rights in India severely affects the business interests of the Plaintiff No. 5. Mr. Vishal Ahuja is the Constituted Attorney of the Plaintiff No. 4 and the Plaintiff No. 5 and is duly authorized to sign, verify and institute the present proceeding. The Plaintiff Nos. 1, 2, 3, 4 and 5 are hereinafter collectively referred to as 'the Plaintiffs', unless specifically referred to otherwise.

4. The present suit is primarily to address unauthorized reproduction and issuance of copies of the academic publications of the Plaintiffs. The academic publications of the Plaintiffs cover a wide range of disciplines such as History, Politics, Economics and Business, Sociology and Anthropology, Law, Philosophy and Religion, Literature and Language. A list containing a few publications of the Plaintiffs, prescribed by popular colleges and universities in India (including the Defendant No. 2 herein), is filed in the present proceedings as Annexure I (*hereinafter referred to as "the Plaintiffs' publications"*). The Plaintiffs ensure through their distribution networks that the aforesaid publications are available for sale in sufficient quantities so that the student community has easy access to genuine content prescribed by the Colleges and Universities.
5. The Plaintiffs submit that the publications mentioned in Annexure I constitute "literary works" as defined in Section 2(o) of the Copyright Act, 1957. It is submitted that the Plaintiffs' publications have either been first published in India or in a country included in Part I of the Schedule to the International Copyright Order, 1999. Therefore, by virtue of Section 13 read with Sections 40 and 41 of the Copyright Act, 1957, copyright in these works subsists in India. It is submitted that the Plaintiff No.1, the Plaintiff No.2 and the Plaintiff No.4 are the owners of copyright in their respective publications, and have protectable interests in the copyright subsisting in the same.

6. The Plaintiffs respectfully submit that since the copyright in the Plaintiffs' publications vests with the Plaintiffs, they are vested with certain exclusive rights as envisaged by the Copyright Act, 1957, with regard to these publications. Specifically, Section 14(a)(i) & (ii) of the Copyright Act states that the Plaintiffs have the exclusive right to do or authorize a person to do the acts below with respect to their publications or any substantial portion thereof:

- (i) *to reproduce the work in any material form including the storing of it in any medium by electronic means;*
- (ii) *to issue copies of the work to the public not being copies already in circulation.*


Therefore, any third party that reproduces these works and/or issues copies of these works, or any substantial portion thereof, without authorization from the Plaintiffs, infringes the Plaintiffs' rights under the Copyright Act, 1957.

7. It is submitted that each legitimate copy of the Plaintiffs' publications bear relevant and appropriate copyright declarations [©] with respect to the work. Further, the copyright notice page which appears at the beginning of every legitimate copy of such publications published by the Plaintiff No. 1, contains a notification stating: "*No part of this publication may be reproduced, stored in a retrieval system, or transmitted, in any form or by any means, without the prior permission in writing of Oxford University Press, or as expressly permitted by law, or under terms agreed with the appropriate reprographics rights organization*". A similar notification is present on the copyright notice page of every legitimate copy of any publication by the Plaintiff No. 2 and the Plaintiff No. 4 as well. As a result of these declarations, every person who purchases any of the Plaintiffs' publications is necessarily and immediately constructively notified and/or is deemed notified of the Plaintiffs' exclusive legal rights residing therein.

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THE DEFENDANTS AND THEIR INFRINGING ACTIVITIES.

8. It is submitted, that in April 2012, the Plaintiffs became aware that the Defendant No. 1 herein is engaged in the unauthorized photocopying, reproduction and distribution of copies of the Plaintiffs' publications. In order to verify the aforesaid information, the Plaintiffs deputed Mr. Rajesh Mishra to visit the premises of the Defendant No. 1 and purchase samples of the infringing copies of the Plaintiffs' publications. On 5th April, 2012, Mr. Rajesh Mishra visited the Defendant No. 1's premises inside the Delhi School of Economics, University of Delhi, the Defendant No.2 herein, and reported that the Defendant No. 1 is photocopying/reproducing/issuing copies of the Plaintiffs' publications on a large scale and selling/circulating the same. Mr. Rajesh Mishra further purchased samples of such infringing copies which revealed that the Defendant No. 1 is not only engaged in 'cover-to-cover' reproduction of the Plaintiffs' publications, but is also selling unauthorized compilations of substantial extracts from the Plaintiffs' publications by compiling them into 'course packs'/anthologies for sale. Mr. Mishra reported that the Defendant No.1 has reproduced the Plaintiffs' publications and stocked large quantities of these 'course packs' for immediate sale to its customers. A few instances of the stated reproduction and compilation found by Mr. Rajesh Mishra during the said visit are as under:

S. No	Plaintiffs' publications (Name of the Book)	Chapter/Relevant pages	Name of the Publisher	Number of Pages Copied
<u>COURSE PACK I</u> 				

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1.	Transforming India: Social and political dynamics of Democracy (456 pages)	1. Negotiating Differences: Federal Coalitions and National Cohesion (pp. 176-206)	Oxford University Press	35 pages 11-29.
		2. Understanding the Second Democratic Upsurge: Trends of Bahujan Political Participation in Electoral Politics in the 1990's (pp. 120-145)		31 pages 30- 54 177-191.
2.	THE BJP and the Compulsions of Politics in India (402 pages)	The Sangh Parivar Between Sankritization and Social Engineering (pp 22-71)	Oxford University Press	51 pages 30-54
3.	Parties and Party Politics in India (584 pages)	The Congress 'System' in India (pp 39-55)	Oxford University Press	19 pages 55-84
		Social Cleavages, Elections, and the Indian Party System (pp. 56-75)		24 pages 136-146

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4.	Ethno-nationalism in India: A reader (576 pages.)	1. Integration through Internal Reorganization: Containing Ethnic Conflict in India (pp.379-402)	Oxford University Press	32 pages 212- 226
		2. Federalism, Multinational Societies, and Negotiating a Democratic 'State Nation': A Theoretical Framework, The Indian Model and a Tamil Case Study (pp. 347-378)		38 pages 266- 284
5.	Nehru and the Language Politics of India (280 pages)	Linguistics States and the National Language (pp. 52-96)	Oxford University Press	51 pages 227- 252
6.	The Political Economy of Federalism in India 432 (pages)	A Historical Review of Indian Federalism (pp. 41-61)	Oxford University Press	24 pages 233- 265
7.	Politics in India	Two Concepts of Secularism (pp. 349-361)	Oxford University Press	21 pages 285- 295
		Communalism as False		6 pages

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		Consciousness (pp. 299-304)		316-321
8.	The Production of Hindu-Muslim Violence in Contemporary India <i>500 pages.</i>	Introduction: Explaining Communal Violence (pp. 5-39)	Oxford University Press	39 pages 296-315
9.	The New Cambridge History of India IV-1 The Politics of India since independence <i>(428 pages)</i>	Crisis of National Unity: Punjab, The Northeast and Kashmir (pp. 192-227)	Cambridge University Press	40 pages 192-211
<u>COURSE PACK II</u> <i>pg 322</i>				
10.	The New Cambridge History of India III.4: Ideologies of the Raj <i>(256 pages)</i>	1. Liberalism and Empire (pp.28-65)	Cambridge University Press	40 pages 372-391
		2. The Ordering of Difference : Shaping Communities (pp. 132-149)		20 pages 629-688
11.	Capitalism: A Very Short Introduction <i>(160 pages)</i>	1. What is Capitalism? 2. Where did Capitalism Come from? (pp. 1-37)	Oxford University Press	45 pages 325-371

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				16 pages
		Equality (pp.149-165)	852 - 870	
		Social justice (pp. 172-187)	898 - 915	16 pages
		Global Justice (pp. 289-312)	1003 1026	24 pages
		Political Authority and Obligation (pp. 9-26)	1158 - 1175	17 pages
		Human Rights (pp. 195-210)	1189 - 1205	16 pages
		Multiculturalism (pp. 219- 233)	1206 - 1224	14 pages
17.	Practical Ethics (352 pages)	Capital Punishment (pp. 705-733)	Oxford University Press	29 pages 1027 - 1058.
18.	Political Philosophy	Liberty (pp. 69-132)	Routledge/ Taylor & Francis Group	65 pages 713 - 717

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		Distributive Justice (pp.177-238)	Routledge/ Taylor & Francis Group	62 pages 989 - 1000 .
<u>COURSE PACK IV</u> <u>fy 1237</u>				
19.	Hindu Nationalism and Indian Politics: An Omnibus	Introduction to the Omnibus (pp. vii-xxiii)	Oxford University Press	14 pages 1237-1247
20.	Politics in India	A Critique of Modernist Secularism (pp. 329-341)	Oxford University Press	13 pages 1264 - 1272
		Communalism as Construction		13 pages 1275 - 1283
21.	Transforming India: Social and Political Dynamics of Democracy (456 pages)	Representation and Redistribution: The New Lower Caste Politics of North India (pp. 146-175)	Oxford University Press	30 pages 1311 - 1326
22.	India's Political Economy (1947- 2004): The Gradual Revolution (1840 pages)	Crisis of National Economic Planning (pp. 293-340)	Oxford University Press	48 pages 1389 - 1415

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		Crisis of Political Stability (pp. 341-387)	1416- 1441	47 pages
		Impasse (pp. 491-547)	1442- 1472	57 pages
		Emergency and Beyond (pp. 548-579)	1473- 1490.	32 pages
23.	Politics and Ethics of the Indian Constitution (418 pages).	The Indian State: Constitution and Beyond (pp. 143-163)	Oxford University Press 1530-1542.	21 pages

The Order of Things: Michel Foucault.
891558-178

A detailed affidavit of Mr. Rajesh Mishra deposing to the information obtained by him during the said visit to the premises of the Defendant No. 1 is filed in the present suit proceedings. Samples of the infringing copies as purchased by Mr. Rajesh Mishra during the said visit, along with the bill of purchase, are also filed herewith.

9. It is submitted that the 'course packs' reproduced and issued by the Defendant No. 1 are based on the syllabi issued by the University of Delhi for its students. The Plaintiffs' publications and the exact page numbers reproduced in these 'course packs' are suggested by the Defendant No. 2 through the syllabi published in its website. For instance, a 'course pack' purchased by Mr. Mishra, which contains the publications of the Plaintiff No. 1, listed from Serial No. 1 to Serial No. 8 in the table above are based on the syllabus for Paper VII- Political Processes in India, B.A. (Hons.) Political Science Course. A copy of the said syllabus as published by the Defendant No. 2 on the link <http://www.du.ac.in/fileadmin/DU/students/Pdf/admissions/2011/sem>

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sys 2011-12/14711 BA H PoliticalSc.pdf, is filed in the present proceedings. Moreover, the Faculty teaching at the University of Delhi is directly encouraging students to purchase these 'course packs' instead of legitimate copies of the Plaintiffs' publications.

10. Further, on closer inspection of the samples purchased by Mr. Mishra, the Plaintiffs became aware that some of the copyrighted works reproduced by the Defendant No. 1 are issued by the Ratan Tata Library, at the Delhi School of Economics, University of Delhi, the Defendant No. 2 herein. In order to ascertain the association between the Defendant No. 1 and the Defendant No. 2, the Plaintiffs addressed an application to the Central Public Information Officer of the Defendant No. 2, under the Right to Information Act, 2005["the RTI Act"] on 24th April, 2012. A reply dated 4th May, 2012, was received from the Central Public Information Officer, University of Delhi, which stated that the Defendant No. 1 was allocated space inside the Delhi School of Economics campus through an open tender, and that a committee consisting of the three heads of the Departments, the Deputy Librarian (Ratan Tata Library), and the President, DSE Student's Union took the decision. Further, the reply also revealed that in 2007, the Defendant No. 1 was given an extension and it was decided that the Defendant No.1 would photocopy 3000 pages free of cost for the Ratan Tata Library of the Defendant No. 2, in lieu of the license fee. A copy of the application filed under the RTI Act and the reply received is filed in the present proceedings.
11. It is submitted that the Faculty teaching at the University of Delhi is recommending 'course packs' for reproduction by the Defendant No. 1. Further, the Ratan Tata Library, which is operated by the Defendant No. 2, is issuing books to the Defendant No. 1 for such reproduction. The Defendant No. 1 in return, is providing free copies of the Plaintiffs' publications to the Defendant No. 2, as license fee in lieu of the aforementioned arrangement and the allocation of space inside the Delhi School of Economics. Therefore, the act of allocating

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space and allowing such reproduction spells direct monetary gain for the Defendant No. 2, the Defendant No. 2 stands to illegally profit from such unauthorized reproduction of the Plaintiffs' publications.

12. It is submitted that a perusal of the samples purchased by Mr. Mishra reveals that the Defendant No. 1 is substantially copying the Plaintiffs' publications both quantitatively and qualitatively. As visible in the table above, the Defendant No. 1 is reproducing complete chapters from Plaintiffs' publications and selling them as part of 'course packs'. Further, on closer inspection of the syllabi published by the Defendant No.2, the Plaintiffs became aware that extracts from a single publication form part of different 'course packs'. For instance, extracts from the book '*Transforming India: Social and Political Dynamics of Democracy*' are reproduced and arranged in Compilation I, as elaborated at Serial No. 1 in table above. Different extracts of the same book, i.e. page numbers 146 to 175, also form part of Compilation III, as visible at Serial No. 21 in the table above. It is submitted that the Defendant No.1 is reproducing the Plaintiffs publication into different 'course packs' of which Mr. Mishra could only procure some and hence, the reproduction of the Plaintiffs' publications is much more than as visible in the table above.

13. It is submitted that the Defendant No. 1 is copying the Plaintiffs' publications along with their covers, which includes the copyright declarations of the respective Plaintiffs. It is submitted that the very presence of the Plaintiffs copyright declarations is *prima facie* proof of the Plaintiffs' exclusive rights in their publications and serve as *in rem* notifications of the exclusive legal rights vested in the Plaintiffs. It is further submitted that the large scale commercial copying of the Plaintiffs' publications whether individually or in compilations for sale clearly indicates that the Defendants have been regularly and knowingly infringing the Plaintiffs' rights and the present act of infringement is not a stray incident of such reproduction and distribution. The conduct of the Defendants is therefore neither *bona*

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vide nor coincidental. Therefore, the Defendants have no possible valid justification under law, for such reproduction and illegal distribution of the Plaintiffs' publications.

14. It is submitted that the Defendant No. 1 is reproducing and issuing unauthorized copies of Plaintiffs' publications for a commercial purpose. The copyrighted works of the Plaintiffs which are in print through authorized channels of the Plaintiffs are being reproduced and illegally distributed by the Defendant No. 1 solely for monetary gain. A bare perusal of the samples purchased by Mr. Mishra reveals that the Defendant No. 1 is substantially copying the copyrighted works both quantitatively and qualitatively. Further, the protected creative expressions of the Plaintiffs' publications are copied by the Defendant No. 1 and are compiled into anthologies. It is submitted that the cumulative financial loss caused to the Plaintiffs, due to such unauthorized reproduction of the Plaintiffs' publications as anthologies or otherwise is insurmountable and incalculable. Furthermore, the Plaintiffs have existing licensing arrangements with entities in India which provide legally published copies of such publications to students in India. Such un-checked unauthorized reproduction and infringement of the Plaintiffs' valuable rights, discourages entities from paying monetary consideration in exchange for permits/licenses from the Plaintiffs, causing significant commercial loss to the Plaintiffs. Therefore, the illegal reproduction and sale of infringing copies by the Defendants is unfair and cannot be permitted under the Copyright Act, 1957.

15. It is respectfully submitted that the actions of the Defendant Nos. 1 & 2 detailed hereinbefore, would not constitute fair dealing in the Plaintiffs' publications. It is respectfully submitted that the Defendant No. 2 has identified relevant portions of the syllabus in the publications of the Plaintiffs, and given on rental its premises for the business of photocopying, which the Defendant no. 1 is engaged in. The Defendant No.2 is actively encouraging its students to purchase 'course packs' directly from the Defendant No. 1. On account of the

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actions of the Defendant Nos. 1 and 2, there would be no need for the students to purchase legitimate copies of the Plaintiffs' publications, thereby completely destroying the market for the legitimate publications of the Plaintiffs. It is respectfully submitted that this is not a case of a teacher or student making photocopies of a work in the course of instruction or a fair dealing in the course of private study. It is respectfully submitted that this is a clear case of profiteering by the Defendant No. 2, by being engaged in the business of unauthorized photocopying for profit, by being aided and supported by the Defendant No. 1.

16. It is respectfully submitted that the business the Defendant No. 2 is engaged in, is licensed the world over by Reprographic Rights Organizations which license the photocopying/reproduction of content in educational establishments on payment of a nominal license fee. In this regard, in India, the Indian Reprographic Rights Organization [*"the IRRO"*], a registered Collecting Society under Section 33 of the Copyright Act 1957, is responsible for the issuance of licenses to educational institutions such as the Defendant No. 2 so that the student community is in a position to reproduce/photocopy reasonable and relevant portions of the syllabi for purposes of study. The Plaintiff Nos. 1, 2 and 4 are members of the IRRO and have therefore authorized the said Society to collect license fees on their behalf. Unless the activities of the Defendants are restrained by an order of injunction passed by this Hon'ble Court, the Plaintiffs would be deprived of a legitimate revenue stream which they would have otherwise been entitled to.

17. In addition to causing financial loss to the Plaintiffs, such infringing activities also cause loss of royalty revenues to the authors of these publications, as author royalties are a percentage of publisher revenues from the sale of books, and, hence, disincentivises authors

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from authoring and thus facilitating the provision of valued books to students. Hence, as the interests of students is, ultimately, albeit indirectly, hindered, there is an urgent need for a permanent injunction restraining the Defendants from continuing their illegal and *mala fide* activities.

18. The Plaintiffs have been joined in the present suit as Co-Plaintiffs, since their respective rights to relief arise out of the same act or transaction or series of acts or transactions of the Defendants arrayed in the present suit. Further, if separate suits had been instituted by the aforesaid Co-Plaintiffs, common questions of law or fact would arise. Rights to relief of the respective Plaintiffs in the present proceedings arise on account of the unauthorized reproduction, and the illegal distribution of the Plaintiffs' publications which affects all of the Plaintiffs.
19. The cause of action in the present suit first arose in the month of April 2012, when the Plaintiffs were informed that the Defendant No. 1 herein is engaged in unauthorized reproduction and distribution of copies of the Plaintiffs' publications. The cause of action arose again upon purchase of the infringing copies by the Plaintiffs' investigator on 5th April, 2012. The cause of action is a continuing one and shall continue until the Defendants are restrained by an order of injunction of this Hon'ble Court.
20. This Hon'ble Court has jurisdiction by virtue of Section 20 of the Code of Civil Procedure, 1908, since the Defendants are carrying on their business within the territorial jurisdiction of this Hon'ble Court. Also, the cause of action has arisen within the jurisdiction of this Hon'ble Court. Section 62(2) of the Copyright Act, 1957, also confers jurisdiction on this Hon'ble Court since the Plaintiff No., the Plaintiff No. 3 and the Plaintiff No. 5 are carrying on their business within the territorial jurisdiction of this Hon'ble Court.

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21. The suit is valued for the purposes of court fees and jurisdiction in the following manner:

- (a) For an order of permanent injunction restraining the infringement of copyright, this relief is valued for purposes of court fees and jurisdiction at Rs. 200/-, and court fee of Rs. 20/- is affixed hereon;
- (b) For an order of delivery up, this relief is valued for the purposes of court fees and jurisdiction at Rs. 200, and court fee of Rs. 20 is affixed hereon;
- (c) For an order of damages, the relief is valued for the purposes of court fees and jurisdiction at Rs. 60,00,600, and court fee of Rs. 65,739 is affixed hereon;
- (d) For an order for rendition of accounts of profits illegally earned by the Defendants, the suit for purposes of court fees and jurisdiction is valued at Rs. 200, and court fee of Rs. 20 is affixed thereon. The Plaintiffs undertake to pay the applicable court fees as and when the accounts of profits are determined precisely and accurately.

Thus, the suit is valued for the purposes of court fees and jurisdiction at Rs. 60,01,200/-, and court fees of Rs. 66,000/- is paid hereon.

22. It is, therefore, humbly prayed that this Hon'ble Court be pleased to grant the following reliefs to the Plaintiffs:

- (a) An order for permanent injunction restraining the Defendants, their partners, proprietors, their officers, servants, agents and all persons, firms, corporations and associations in active concert or participation with the Defendants from photocopying/reproducing and issuing illegal/unauthorised

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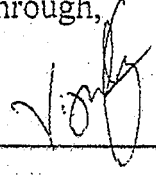
copies of the Plaintiffs' publications or substantial portion thereof, including but not limited to the books included in Annexure I, in any manner whatsoever, without the requisite consent of the Plaintiff No. 1, the Plaintiff No. 2 and the Plaintiff No.4 and/or from doing any other act amounting to infringement of the Plaintiffs' copyright.

- (b) An order for rendition of accounts of profits, directly or indirectly earned by the Defendants from their infringing activities and wrongful conduct, and a decree for the amount so found due to be passed in favour of the Plaintiff No. 1, 2 & 4;
- (c) An order for delivery up by the Defendant No. 1 of all illegitimate copies of the Plaintiffs' publications and anthologies or any other material infringing the trade marks/copyrights of the Plaintiffs, lying in the possession of the Defendants and their propretors, partners, employees, agents, servants etc.;
- (d) A decree of damages Rs. 60,00,600/- in favor of the Plaintiff No. 1, 2 & 4 and against the Defendants, for loss of sales, reputation and goodwill of the Plaintiffs caused by the illegal activities of the Defendants;
- (e) An order as to the costs of the proceedings in favor of the Plaintiffs;

Any further order as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

PLAINTIFF NO.1

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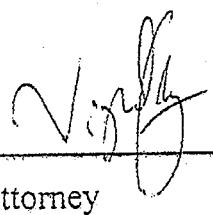


Attorney

PLAINTIFF NO.2

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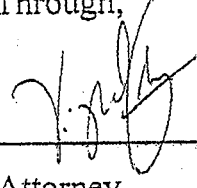
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Attorney

PLAINTIFF NO.3

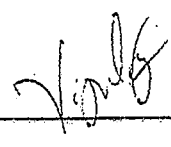
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Attorney

PLAINTIFF NO.4

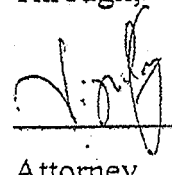
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Attorney

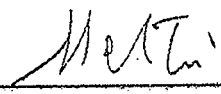
PLAINTIFF NO.5

Through,



Attorney

Through,



Saikrishna & Associates

Advocates for the Plaintiffs

Delhi

Dated: August, 2012.

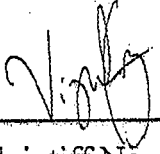
VERIFICATION:

I, ^{VISHAL AHUJA}____, do hereby verify that the contents of paragraphs ... to .7.. are based on information received and believed to be true. The contents of paragraphs &... to .2!.. are based on legal advice received which i

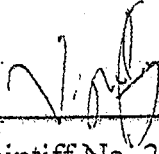
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believe to be correct. Paragraph 22 is the prayer before this Hon'ble Court.

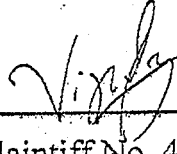
Verified at New Delhi on this 13th day of August, 2012.



Plaintiff No. 1



Plaintiff No. 2 & 3



Plaintiff No. 4 & 5

ANNEXURE I

S.No.	Name of the Book	Name of the author/editor
Publications of Cambridge University Press, the Plaintiff No. 2		
1.	<i>Ideologies of the Raj.</i>	Metcalf, Thomas.
2.	<i>A Concise History of India.</i>	Metcalf and Metcalf.
3.	<i>Global Anti-Terrorism Law and Policy. 2nd Edn</i>	V.V. Hor, M.R.K. and Williams, W.
4.	<i>The Politics of India Since Independence.</i>	Brass, P.R.
5.	<i>Language, Religion and Politics in North India</i>	Brass, P.R.
6.	<i>The Success of India's Democracy</i>	Kohli, A.
7.	<i>Comparative Politics: Interests, Identities, and Institutions in a Changing Global Order.</i>	Kopstein, J. and Lichbach, M.
8.	<i>Comparative Politics: Rationality, Culture, and Structure.</i>	Lichback, M. I. and Zuckerman, A. S.
9.	<i>Foundations of Comparative Politics: Democracies of the Modern World</i>	Newton, K. and Deth, Jan W. V
10.	<i>Varieties of Federal Governance: Major Contemporary Models</i>	Saxena, R.
11.	<i>Bringing the State Back In</i>	Evans, P.
12.	<i>Contesting Global Governance</i>	O'Brien, R. Goetz, A.M. Scholte, J.C. and Williams, M.
13.	<i>Women in Modern India</i>	Forbes, Geraldine
14.	<i>Politics of Collective Violence</i>	Tilly, Ch.
15.	<i>Humanitarian Intervention:</i>	Holzgrefe, J. L. and

	<i>Ethical, Legal and Political Dilemmas.</i>	Keohane, R. O.
16.	<i>The Third Way: The Renewal of Social Democracy</i>	Giddens, A.
17.	<i>Religion, Class. Coalition and Welfare State</i>	Kersbergen, K.V. and Manow, P.
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IN THE HIGH COURT OF DELHI AT NEW DELHI
(Ordinary Original Civil Jurisdiction)

I.A. No. of 2012

in

C.S. (O.S.) No. of 2012

The Chancellor, Master & Scholars of The University of Oxford

trading as Oxford University Press & Ors.

... Plaintiffs

Versus

Rameshwari Photocopy Service & Anr.

... Defendants

AFFIDAVIT OF MR. VISHAL AHUJA, S/o SHRI HARISH AHUJA, AGE ABOUT 29 YRS, C/o A2E, CMA TOWER, SECOND FLOOR, SECTOR 24, NOIDA - 201301, PRESENTLY AT NEW DELHI.

I, the above named deponent, do hereby solemnly affirm and declare as under:

- 1. That by way of the Power of Attorney of the Plaintiffs, I am duly authorized and competent to swear the present Affidavit.



That I have read the contents of the accompanying Plaint and I say that the contents therein are true to the best of my knowledge and also based upon information/legal advice received by me and believed to be true and nothing material nor relevant has been concealed therefrom.

- 3. I say that I adopt the contents of the accompanying Plaint as part and parcel of my Affidavit; the same are not being reproduced herein for the sake of brevity. All the documents are true copies of their respective originals.

[Signature]
DEPONENT

13 AUG 2012

[Signature]
13 AUG 2012
VERIFICATION

Verified at New Delhi on this day of August, 2012, that the contents of the above said Affidavit are true to best of my knowledge, information and belief and nothing material has been concealed therefrom.

13 AUG 2012
SHRISMA S/O. MR. HARISH AHUJA
Identified by *[Signature]*
Has solemnly affirmed to the Court that the contents of the Affidavit which have been obtained to him are true to the best of his knowledge

[Signature]
DEPONENT