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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CS(COMM) 636/2025

WINZO GAMES PRIVATE LIMITED & ANR.Plaintiffs

Through: Mr. Abhishek Malhotra, Sr. Adv. with
Ms. Srishti Gupta, Adv.

versus

GOOGLE LLC AND ANR

.....Defendants

Through: Mr. Rohan Ahuja, Adv.

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

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20.06.2025

1. This hearing has been done through hybrid mode.

I.A. 14857/2025 (exemption)

2. This is an application filed by the Plaintiffs seeking exemption from filing certified and typed copies of dim/illegible documents.

3. Original documents shall be produced/filed at the time of Admission/Denial, if sought, strictly as per the provisions of the Commercial Courts Act, 2015 and the DHC (Original Side) Rules, 2018.

4. Exemption is allowed, subject to all just exceptions. Accordingly, the application is disposed of.

I.A. 14858/2025 (extension for time to file court fee)

5. The present application has been filed by the Plaintiff, seeking extension of time to file the requisite Court fee.

6. For the reasons stated in the application, the time to file the court is extended.

7. Let the Court fee now be filed within a period of 3 days.



8. Application is disposed of.

I.A. 14859/2025 (Section 12A of the Commercial Courts Act)

9. This is an application filed by the Plaintiffs seeking exemption from instituting pre-institution mediation under Section 12A of the Commercial Courts Act, 2015.

10. Since the Plaintiffs seek urgent interim orders as also appointment of Local Commissioners, in view of the orders passed in *Yamini Manohar v. T.K.D Keerthi*, [(2024) 5 SCC 815] the application is allowed and disposed of.

11. Accordingly, the exemption is allowed and application is disposed of

I.A. 14860/2025 (additional documents)

12. This is an application filed by the Plaintiffs seeking leave to file additional documents under the Commercial Courts, Commercial Division and Commercial Appellate Division of High Courts Act, 2015 (*hereinafter*, 'Commercial Courts Act'). The Plaintiffs, if they wish, to file additional documents at a later stage, shall do so strictly as per the provisions of the Commercial Courts Act, 2015 and the DHC (Original Side) Rules, 2018.

13. Application is disposed of.

CS(COMM) 636/2025 & I.A. 14856/2025 (Order XXXIX Rules 1 & 2, CPC)

14. This matter was allowed for listing before the Vacation Bench on 25th June 2025. However, the matter was mentioned this morning by Mr. Abhishek Malhotra, Id. Sr. Counsel for the Plaintiffs on the ground that all the advertisements of the Plaintiffs are suspended on the YouTube platform due to which, business of the Plaintiffs has undergone substantial loss in the last



two to three days.

15. Accordingly, the matter has been listed and taken up for hearing today.

16. The present suit has been filed by the Plaintiffs-WinZO Games Private Limited (*hereinafter, the 'Plaintiff No. 1'*) and Saumya Singh Rathore, who is stated to be the director of the Plaintiff No. 1. The Plaintiffs are aggrieved by the removal of its YouTube Channel called "WinZOOOfficial" by Google LLC.

17. The application being, **I.A. 14856/2025** has been filed by the Plaintiffs under Order XXXIX Rule 1 and 2 of the CPC, *inter alia* seeking an *ad interim* injunction against the Defendants to restrain them from blocking the access of Plaintiff No. 1 from the online platform, Youtube, as also to continue to host advertisements generated by the Plaintiff No. 1 on its platforms.

18. The submission made on behalf of the Plaintiffs is that an email was received by the Plaintiffs on 16th June 2025 by the Google Ads policy manager, by which, the YouTube channel of the Plaintiff No.1 was removed. The basis of removal of the said YouTube Channel was that the Plaintiff's YouTube channel is indulging in online gambling and betting. The said email reads as under: -

*"Hi WinZO,
We have reviewed your content and found severe or repeated violations of our sale of regulated goods policy. Because of this, we have removed your channel from YouTube. We know this is probably very upsetting news, but it's our job to make sure that YouTube is a safe place for all. If we think a channel severely violates our policies, we take it down to protect other users on the platform - but if you believe we've made the wrong call, you can appeal this decision. You'll find more information about the policy in question and how to*



submit an appeal below.

What our policy says

Content that promotes, facilitates access to, or links to online gambling or betting sites isn't allowed on YouTube unless the domain meets local legal requirements and is currently certified by Google. Additionally, we remove gambling content that promises guaranteed returns.

How we find violations

We use a combination of automated systems and human reviews to detect violations of our Community Guidelines.

How this affects your channel

We have permanently removed your channel from YouTube. Going forward, you won't be able to access, possess, or create any other YouTube channels.

What you can do next

There are steps you can take if you want to appeal this decision:

- *Review YouTube's Community Guidelines.*
- *Appeal here. Make sure to fill out the appeal form as completely as possible, including your channel URL:*
<https://www.youtube.com/channel/UCzjeYdI145S8VzGFsODpXoA>
- *Learn about your resolution options.*

If you have any further questions, please feel free to reach out to us here.

Sincerely,

The YouTube team”

19. The case of the Plaintiffs is that the games which are offered by the Plaintiff on the said YouTube Channel are not gambling or betting games but are games of skills and are therefore, not barred in law.



20. Considering the impact that this would have on the Plaintiff's business, issue notice in the application being ***I.A. 14856/2025***.
21. Mr. Rohan Ahuja, Advocate from Inttl Advocare, who appears for Google LLC is requested to accept notice.
22. Let him seek instructions from Google LLC in this matter.
23. A copy of the entire suit papers be supplied to Id. Counsel for the Defendants during the course of the day.
24. List before the Vacation Bench on 23rd June 2025.

PRATHIBA M. SINGH, J

JUNE 20, 2025

kk/rks