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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 7888/2020**

..... Petitioner
Through: Mr.Manish Sangwan, Mr.Bhanu
Pratap, Mr.Anshul Kumar, Mr.Pankaj
Yadav &Mr.Abhinav Garg, Advs.

versus

MINISTRY OF ELECTRONICS AND INFORMATION
TECHNOLOGIES & ORS. Respondents
Through: Mr.Sajan Poovayya, Sr. Adv. with
Mr.Saransh Jain, Ms.Shloka
Narayanan, Advs. for R-3.
Mr.Neel Mason, Ms.RidhimaPabbi,
Ms.Ekta Sharma
&Ms.AditiUmapathy, Advs. for R-4.

CORAM:
HON'BLE MR. JUSTICE NAVIN CHAWLA
ORDER
% **13.10.2020**

This petition has been heard through video conferencing.

CM APPL. 25861/2020 (Exemption)

Allowed, subject to all just exceptions.

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The learned senior counsel appearing for the respondent no. 3 submits that the respondent no. 3 should be impleaded as Twitter Inc., 1355, Market Street, #900, San Francisco, California – 94103, USA.

Similarly, the learned counsel for the respondent no. 4 submits that the respondent no. 4 should be impleaded as Google LLC, 1600, Amphitheatre Parkway Mountain View, California – 94043, USA.

The learned counsel for the petitioner shall make the necessary correction in the Memo of Parties and shall file the same by tomorrow.

Issue notice.

Notice is accepted by Mr.Saransh Jain, Advocate on behalf of the respondent no. 3 and Mr.Neel Mason, Advocate on behalf of the respondent no. 4.

Let notice of this petition be issued to the respondent no. 1 through its standing counsel and the respondent no. 2 to be served by way of electronic mode. An affidavit of service be filed by the petitioner within a week.

It is the case of the petitioner that the photograph of the deceased wife of the petitioner is being circulated on various social media platforms wrongly depicting her as the victim of the unfortunate incident of rape and murder of a young girl at Hathras, Uttar Pradesh.

Learned counsel for the petitioner further submits that even otherwise, revelation of the identity of the rape victim is an offence under the Indian Penal Code, though in the present matter image of a wrong person is in circulation.

The learned senior counsel for the respondent no. 3 has agreed that the petitioner can make a complaint to the National Crime Records Bureau at www.cybercrime.gov.in, and once the information regarding the offending URL is forwarded to the Respondent No. 3 through the proper channel referring to this court order, the same would be blocked/removed from the platform of respondent no. 3. Similar submission is made by the learned counsel for the respondent no. 4 who submits that it being merely a search engine, once the information regarding the URL of the offending content is forwarded to the respondent no. 4 through proper channels, the

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same would be deleted/blocked by the respondent no. 4.

In view of the submission made, the respondent no. 1 is directed to look into the complaint of the petitioner and, if the complaint of the petitioner is found to be correct, act on the same expeditiously, in any case, within a period of three days from the receipt of copy of this order, by issuing necessary directions to the respondent nos. 2 to 4 in this regard. The petitioner shall send the necessary documents in support of his grievance to the respondent no. 1 alongwith a copy of this order, also identifying the URLs which are to the knowledge of the petitioner currently carrying the offending content.

List on 9th November, 2020.

NAVIN CHAWLA, J

OCTOBER 13, 2020/rv

Signature Not Verified
SHALOO BATRA