



दिल्ली DELHI

R 443394

ARBITRATION AWARD

.IN REGISTRY - NATIONAL INTERNET EXCHANGE OF INDIA
.IN domain Name Dispute Resolution Policy
INDRP Rules of Procedure

IN THE MATTER OF:

PSA PEUGEOT CITROEN
45 rue Jean-Pierre Tim baud
78307 Poissy
France

..... Complainant

VERSUS

Mr. R Fawcett
13 Stoney beck
Bishop Middle ham
Great Britain

.....Respondent

1. **THE PARTIES:**

The Complainant in this administrative proceeding is PSA PEUGEOT CITROEN, 45 rue Jean-Pierre Tim baud, 78307 Poissy, France. Represented through DePenning & DePenning, Patents Trademarks Designs Copyright, 120 Veklachery Main Road, Guindy, Chennai-600 032. The Respondent is Mr. R Fawcett, 18 Stoney beck, Bishop Middle ham, Great Britain.

2. **THE DOMAIN NAME AND REGISTRAR**

The disputed domain name <www.peugeot.in> has been registered by the Respondent. The Registrar with whom the disputed domain is registered is d.b.a inregistrar.com.

3. **PROCEDURAL HISTORY**

The Complaint was filed with the .In Registry, National Internet Exchange of India (NIXI), against Mr. R Fawcett, 18 Stoney beck, Bishop Middle ham, Great Britain. The NIXI verified that the Complaint together with the annexures to the Complaint and satisfied the formal requirements of the .in Domain Name Dispute Resolution Policy ("The Policy") and the Rules of Procedure ("The Rules").

3.1 In accordance with the Rules, Paragraph-2(a) and 4(a), NIXI formally notified the Respondent of the Complaint and appointed me as a Sole Arbitrator for adjudicating upon the dispute in accordance with The Arbitration and Conciliation Act, 1996, Rules framed there under, .In Dispute Resolution Policy and Rules framed there under on **October 20, 2011**. The parties were notified about the appointment of an Arbitrator on **October 20, 2011**.

3.2 The Panel has submitted the Statement of Acceptance and Declaration of Impartiality and



Independence, as required by NIXI to ensure compliance with the Rules (paragraph-6). The arbitration proceedings commenced on **October 20, 2011**. In accordance with the rules, paragraph 5(c). The Respondent was notified by me about the commencement of arbitration proceedings and the due date for filing his response.

- 3.3 The Respondent by its e-mail dated October 21, 2011, submitted that "The disputed domain name have been successfully transferred to the Complainant and further submitted that he has registered this domain with good intentions and he was more than happy to pass them on the rightful owner".
- 3.4 The Panel by its email dated October 24, 2011, forwarded the said response of the Respondent to the Complainant through their representatives to intimate the panel about any amicable settlement entered into by the parties to the dispute in respect of the disputed domain name.
- 3.5 The Complainant through its representatives by their email dated October 27, 2011, submitted the "WHOIS" record of the disputed domain name which indicated the Complainants registration and contact details and did not dispute that the Respondent has transferred the domain to the Complainant.
- 3.6 The Panel considers that according to Paragraph-9 of the Rules, the language of the proceedings should be in English. In the facts and circumstances, in-person hearing was not considered necessary for deciding the Complaint and consequently, on the basis of the statements and documents submitted on record, the present award is passed.

A handwritten signature in black ink, appearing to be the initials 'A' and 'W' or similar, written in a cursive style.

4. **DECISION:**

In view of the fact that the parties have amicably settled the dispute and the disputed domain name has already been transferred to the Complainant by the Respondent, the Panel, under Rule 14 of INDRP Rules of Procedures, terminate this Arbitration Proceedings and enter the settlement between the parties as part of this award.



AMARJIT SINGH
Sole Arbitrator

Dated: 3rd November, 2011