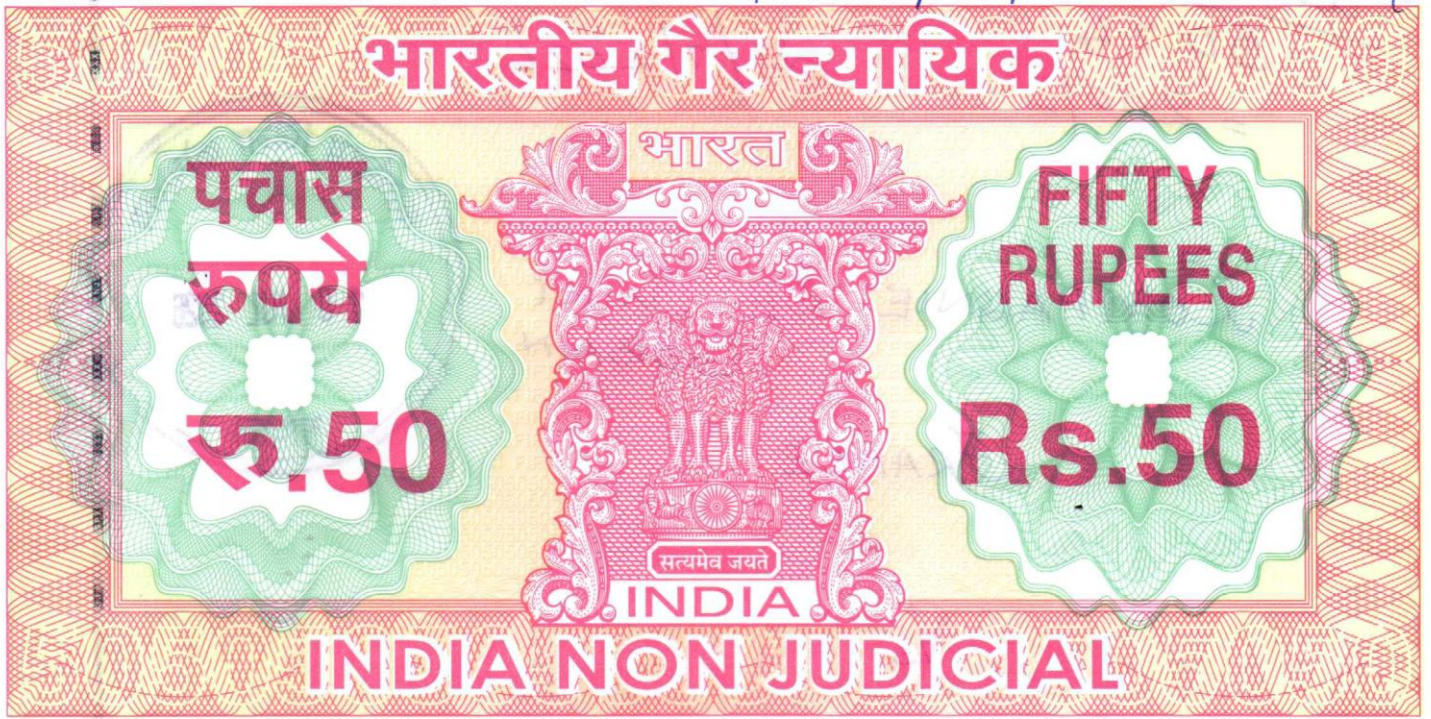


Stamp Paper 50x4 = 200/-



मध्य प्रदेश MADHYA PRADESH

CA 478850

BEFORE THE ARBITRATOR RAJESH BISARIA

UNDER THE

.IN DOMAIN NAME DISPUTE RESOLUTION POLICY (INDRP)

[NATIONAL INTERNET EXCHANGE OF INDIA (NIXI)]

ARBITRAL AWARD

Date-24.07.2026

Disputed Domain Name: saint-gobain.org.in

INDRP Case No – 2136

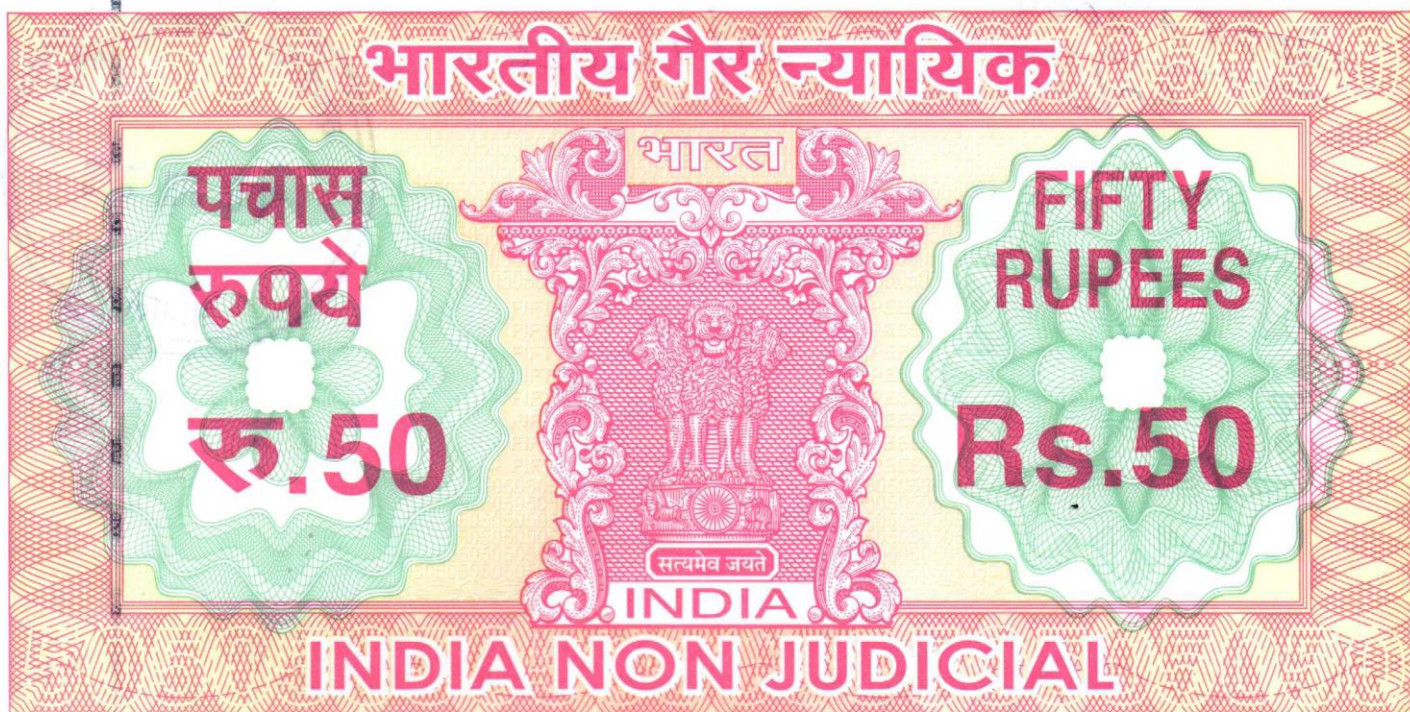
THE PARTIES

(1)

The Complainant is COMPAGNIE DE SAINT-GOBAIN, Tour SAINT-GOBAIN, 12 place de l'Iris, 92400 Courbevoie, FRANCE

The Respondent is Sneha Ahuja, TDS height, Flat 3A, Khalisakota Sukur Ali Moar, 700079 West Bengal, Kolkata, INDIA





मध्य प्रदेश MADHYA PRADESH

CA 478851

THE DOMAIN NAME AND REGISTRAR

(2)

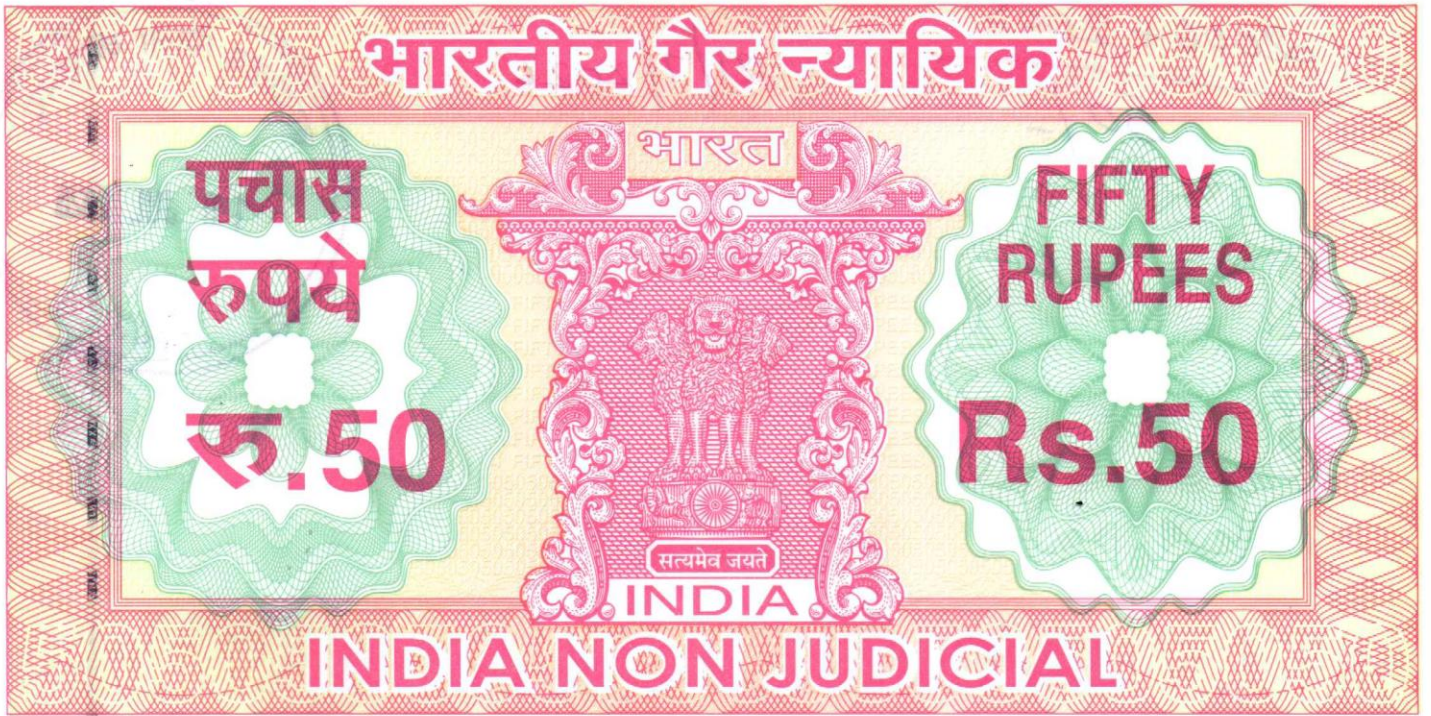
- (a) This dispute concerns to the domain name saint-gobain.org.in
- (b) The Registrar with whom the disputed domain name is registered is indicated as: GoDaddy.com, LLC, The Disputed Domain Name was registered on 11.11.2025.

PROCEDURAL HISTORY

(3)

The NIXI appointed RAJESH BISARIA as Arbitrator from its panel as per paragraph 5(b) of INDRP Rules of procedure	02.06.2026
Arbitral proceedings were commenced by sending notice to Respondent through e-mail as per paragraph 5(c) of INDRP Rules of Procedure, marking a copy of the same to Complainant's authorized representative and NIXI.	02.06.2026
Due date of submission of Statement of Claim by Complainant (instructed by mail dated 02.06.2026)	18.06.2026
Due date of submission of Proof of Delivery by Complainant (instructed by mail dated 07.07.2026)	12.07.2026



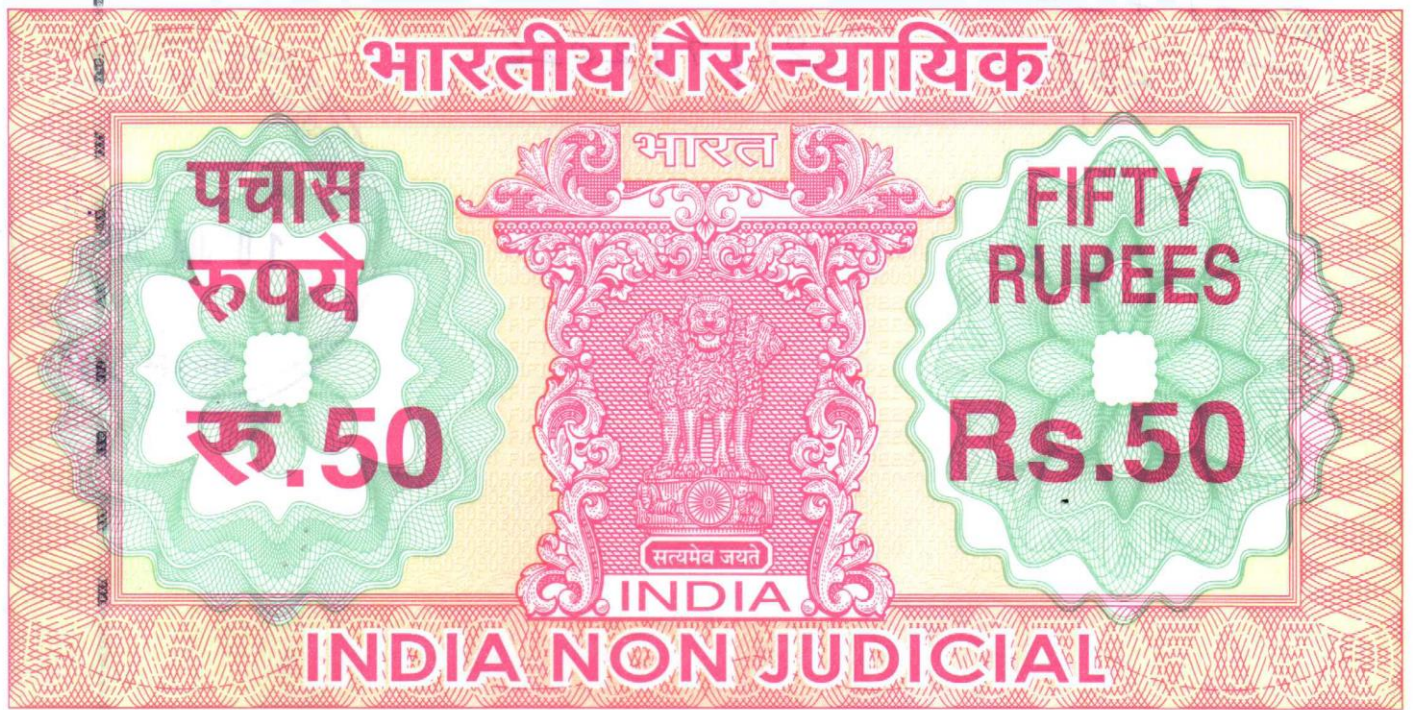


मध्य प्रदेश MADHYA PRADESH

CA 478852

Complainant 's response by submitting their Statement of Claim to AT- Soft copy Hard copy	 Not Submitted Not Submitted
Complainant 's response by submitting their Statement of Claim to Respondent- Soft copy Hard copy (Complainant by email dated 07.07.2026 informed that the Hard copy of the SOC was sent by la- poste courier service barring tracking ID- RK457129819FR on 04.06.2026)	 Not Submitted Not Submitted
Submission of Statement of Claim along with all exhibits by NIXI by their mail dated 02.06.2026 - Sent to Respondent, AT, and all concerning Parties.	02.06.2026
Due date of submission of Statement of Defense by Respondent (instructed by AT's mail dated 02.06.2026 and 07.07.2026)	04.07.2026 12.07.2026





मध्य प्रदेश MADHYA PRADESH

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Respondent's response by submitting their Statement of Defense to AT-	
Soft copy	Not Submitted
Hard copy	Not Submitted
Due date of submission of Rejoinder by Complainant (instructed by mail dated 02.06.2026 and 07.07.2026)	11.07.2026 19.07.2026
Complainant's response by submitting their Rejoinder to AT-	
Soft copy	Not Required
Hard copy	Not Required
The language of the proceedings	English

FACTUAL BACKGROUND

(4) The Complainant:

The Complainant, COMPAGNIE DE SAINT-GOBAIN, is a French company specialized in the production, processing and distribution of materials for the construction and industrial markets. It is represented in this proceeding by NAMESHIELD of France.



The Complainant's preferred method of communication directed to the Complainant in this administrative proceeding is:

Electronic-Only Material

Method: E-mail

E-mail Address: legal@nameshield.net

(5) The Respondent:

Ecommerce, Sneha Ahuja, TDS height, Flat 3A, Khalisakota Sukur Ali Moar, 700079 West Bengal, Kolkata, INDIA, Email: sperspicacity@gmail.com , Mobile: 91.6290025600.

(6) Complainant's Activities:

- (a) The Complainant is a French company specialized in the production, processing and distribution of materials for the construction and industrial markets.
- (b) Saint-Gobain is a worldwide reference in sustainable habitat and construction markets. It takes a long-term view in order to develop products and services for its customers that facilitate sustainable construction. In this way, it designs innovative, high-performance solutions that improve habitat and everyday life.
- (c) For 350 years, the Complainant has consistently demonstrated its ability to invent products that improve quality of life. It is now one of the top industrial groups in the world with around 46.6 billion euros in turnover in 2024 and 161,000 employees (Referred Annex 2).
- (d) The Complainant operates in India since 1996. With 78 manufacturing sites, Saint-Gobain employs over 9,500 employees in India (Referred Annex 3).

(7) Complainant's Trade Marks and Domain Names:

- (a) The Complainant owns a large portfolio of trademarks including the wording "SAINT-GOBAIN" in several countries such as (Referred Annex 4):
 - the Indian trademark SAINT-GOBAIN n°921541 registered since April 28, 2000;
 - International trademark SAINT-GOBAIN n°740184 registered on July 26, 2000;
 - International trademark SAINT-GOBAIN n°740183 registered on July 26, 2000;



- International trademark SAINT-GOBAIN n°596735 registered on November 2, 1992;
- International trademark SAINT-GOBAIN n°551682 registered on July 21, 1989.

(b) Furthermore, the Complainant owns multiple domain name consisting in the wording “SAINT-GOBAIN”, such as <saint-gobain.com> registered since December 29, 1995 and <saint-gobain.in>, registered since February 16, 2005 (Referred Annex 5).

(c) The disputed domain name was registered on November 11th, 2025 (Referred Annex 1) and redirects to the url (<http://stgobain.org.in/> - Referred Annex 6). Besides, MX servers are configured (Referred Annex 7).

(8) Respondent’s Identity and activities:

Respondent failed to submit their Statement of Defense, so his identity and activities are not clear.

(9) Rejoinder by Complainant:

Since the Respondent failed to submit their reply to the Complaint of Complainant, so Rejoinder was not required to be submitted by Complainant

(10) Submissions of Documents by Complainant:

Complainant submitted Domain name complaint with pages 1 to 7 (words 1691) and Annexure from 1 to 7 with 27 pages.

As per the INDRP Rules of Procedure, Clause 4(a) – The (maximum) word limit shall be 5000 words for all pleadings individually (excluding Annexure). Annexure shall not be more than 100 pages in total. Parties shall observe this rule strictly subject to Arbitrator’s discretion.

The Complainant submitted pleadings of 1691 words which is within the threshold of 5000 words and Annexures of total 27 pages, which are as-per the above norms of the INDRP Rules. Hence, the above submission is accepted.



THE CONTENTIONS OF COMPLAINANT

- (11) The domain name is identical or confusingly similar to a trade mark or service mark in which the Complainant has rights:**

Submission by Complainant-

- (a) The Complainant states that the disputed domain name <saint-gobain.org.in> is identical to its trademark SAINT-GOBAIN.
- (b) Furthermore, the Complainant contends that the addition of the ccTLD “.ORG.IN” is not sufficient to escape the finding that the domain name is confusingly similar to its trademark and does not change the overall impression of the designation as being connected to the trademark of the Complainant.
- (c) Therefore, the Complainant contends that the disputed domain name is identical similar to its trademarks.

- (12) The Respondent has no rights or legitimate interests in respect of the domain name:**

Submission by Complainant-

- (a) According to the Case No. INDRP/776, Amundi v. GaoGou, the Complainant is required to make out a prima facie case that the Respondent lacks rights or legitimate interests. Once such prima facie case is made, the Respondent carries the burden of demonstrating rights or legitimate interests in the domain name. If the Respondent fails to do so, the Complainant is deemed to have satisfied paragraph 4 (II) of the INDRP Policy.
- (b) Based on the information regarding the Respondent, provided by the Whois of the disputed domain name, the Respondent is known as REDACTED FOR PRIVACY. Past Panels have held that a Respondent was not commonly known by a disputed domain



name if the Whois information was not similar to the disputed domain name. Please see for instance Case No. INDRP/999, Accenture Global Services Limited v. Vishal Singh.

- (c) The Complainant contends that the Respondent has no rights or legitimate interests in respect of the domain name and he is not related in any way with the Complainant. The Complainant does not carry out any activity for, nor has any business with the Respondent. Neither license nor authorization has been granted to the Respondent to make any use of the trademark, or apply for registration of the disputed domain name by the Complainant.
- (d) Moreover, the disputed domain name resolves to an inactive page (Referred Annex 6). Past panels have found it is not a bona fide offering of goods or services or legitimate non-commercial or fair use.
- (e) Therefore, the Complainant contends that the Respondent registered the domain name for the sole purpose of creating confusion and misleading the general public and therefore is not making a legitimate, fair or bona fide use of the domain name.

(13) The domain name was registered and is being used in bad faith:

Submission by Complainant-

- (a) The Complainant states that the disputed domain name is identical to its trademark SAINT-GOBAIN. Please see WIPO Case No. D2020-3549, Compagnie de Saint-Gobain v. On behalf of saint-gobain-recherche.net owner, Whois Privacy Service / Grigore PODAC ("The Panel is satisfied that the Complainant is a well-established company which operates since decades worldwide under the trademark SAINT-GOBAIN."). Besides, the Complainant is a worldwide reference in sustainable habitat and construction markets and operates namely in India (Referred Annex es 2 and 3).
- (b) Given the distinctiveness of the Complainant's trademark and its reputation, it is reasonable to infer that the Respondent has registered and used the domain name with full knowledge of the Complainant's trademark.
- (c) Furthermore, the disputed domain name is not active. Inactive holding of a domain name can be evidence of bad faith under Policy. See Telstra Corporation Limited v.



Nuclear Marshmallows, Case No. D2000-0003 (WIPO Feb. 18, 2000) (after considering all the circumstances of a given case, it is possible that a “[respondent’s passive holding amounts to bad faith.”); Regions Bank v. Darla Atkins, FA 1786409 (Forum June 20, 2018) (“Respondent registered and is using the domain name in bad faith under Policy ¶ 4(a) (iii) because Respondent uses the domain name to host an inactive website.”).

- (d) Finally, the disputed domain name has been set up with MX records (Referred Annex 7) which suggests that it may be actively used for email purposes. This is also indicative of bad faith registration and use because any email emanating from the disputed domain name could not be used for any good faith purpose. Please see for instance CAC Case No. 102827, JCDECAUX SA v. Handi Hariyono (“There is no present use of the disputed domain name but there are several active MX records connected to the disputed domain name. It is concluded that it is inconceivable that the Respondent will be able to make any good faith use of the disputed domain name as part of an e-mail address.”).
- (e) On those facts, the Complainant contends that the Respondent has registered the disputed domain name and is using it in bad faith.

(14) OTHER LEGAL PROCEEDINGS:

Submission of Complainant-

No other legal proceedings

(15) REMEDY SOUGHT:

Submission of Complainant-

- (a) In accordance with the Dispute Resolution Policy, the Complainant requests the Administrative Panel appointed in this administrative proceedings that <saint-gobain.org.in> be transferred to the Complainant.



(16) DISCUSSION AND FINDINGS:

- (a) After going through the correspondence, this AT arrived at the conclusion that the Arbitral Tribunal was properly constituted and appointed as per Clause 5 of the INDRP Rules of Procedure and Respondent has been notified of the complaint of the Complainant and he submitted his defense.
- (b) The Complainant failed to file the proof of sending the Soft copy of the complaint to the Respondent. The Complainant filed the proof of sending the Hard copy of the complaint to the Respondent via their mail dated 09.07.2026 and 07.07.2026 wherein the dispatch receipt (service) was enclosed. AT through their mail dated 07.07.2026 and 09.07.2026 instructed the complainant to file the delivery report of their couriered documents to respondent. Complainant by their mail dated 09.07.2026 filed the attachment of their courier services – La-poste courier service bearing ID - No. RK457129819FR on 04.06.2026. Looking to the above correspondence it has been observed that the Soft copy of complaint along with all annexures was sent by NIXI office via their mail dated 02.06.2026 and all other concerning were provided with a copy of this mail. Thereafter the whole correspondence by the AT and the Respondent from 02.06.2026 to till date reflects that the Respondent was well aware of them (since all the mails were CC to the Respondent) so AT is of the conclusion that the soft copy of the complaint along with the annexures was delivered to the Respondent.
- (c) Now on basis of submissions and documents made before the AT, this AT will analysis the complaint on the following premises:
- i. the Registrant's domain name is identical or confusingly similar to a Name, Trademark or Service Mark in which the Complainant has rights; and
 - ii. the Registrant's has no rights or legitimate interest in respect of the domain name; and
 - iii. The Registrant's domain name has been registered or is being used either in bad faith or for illegal/unlawful purpose.



- (17) The Registrant's domain name is identical or confusingly similar to a Name, Trademark or Service Mark in which the Complainant has rights:**

Facts & Findings

On the basis of the above mentioned facts by Complainant and non-submission of Statement of Defense, the Arbitral Tribunal concludes that the Complainant has established Clause 4(a) of the .IN Domain Name Dispute Resolution Policy (INDRP) and accordingly satisfies the said Clause of policy.

- (18) The Registrant's has no rights or legitimate interest in respect of the domain name:**

Facts & Findings

On the basis of the above mentioned facts by Complainant and non-submission of Statement of Defense, the Arbitral Tribunal concludes that the Complainant has established Clause 4(b) of the .IN Domain Name Dispute Resolution Policy (INDRP) and accordingly satisfies the said Clause of policy.

- (19) The Registrant's domain name has been registered or is being used either in bad faith or for illegal/unlawful purpose:**

Facts & Findings

On the basis of the above mentioned facts by Complainant and non-submission of Statement of Defense, the Arbitral Tribunal concludes that the Complainant has established Clause 4(c) of the .IN Domain Name Dispute Resolution Policy (INDRP) and accordingly satisfies the said Clause of policy.



(20) ARBITRAL AWARD

I, Rajesh Bisaria, Arbitrator, after examining and considering the pleadings and documentary evidence produced before and having applied mind and considering the facts, documents and other evidence with care, do hereby publish award in accordance with Clause 5, 17 and 18 of the INDRP Rules of Procedure and Clause 11 of .IN Domain Name Dispute Resolution Policy (INDRP), as follows:

Arbitral Tribunal orders that the disputed domain name

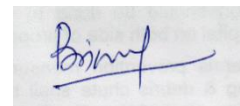
“Saint-gobain.org.in”

Be forthwith TRANSFERRED from Respondent to Complainant.

Further AT takes an adverse view on the bad faith registration of impugned domain by the Respondent and to restrict the act for future misuse, fine of Rs. 10000/- (Rs. Ten thousand only) is being imposed on the Respondent, as per the provision in clause 11 of .IN Domain Name Dispute Resolution Policy (INDRP) to be paid to .IN Registry for putting the administration unnecessary work. AT has made and signed this Award at Bhopal (India) on 24.07.2026 (Twenty-Fourth Day of July, Two Thousand Twenty-Six)

Place: Bhopal (India)

Date: 24.07.2026



(RAJESH BISARIA)

Arbitrator

