

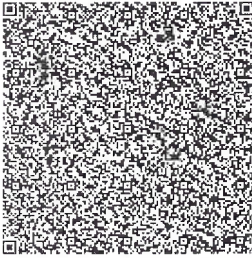
सत्यमेव जयते

INDIA NON JUDICIAL

Government of National Capital Territory of Delhi

e-Stamp

Certificate No. : IN-DL70377707648816Q
Certificate Issued Date : 28-Aug-2018 10:51 AM
Account Reference : IMPACC (SH)/ dlshimp17/ TIS HAZARI/ DL-DLH
Unique Doc. Reference : SUBIN-DLDSLHIMP1744902032881078Q
Purchased by : JAMES M
Description of Document : Article 12 Award
Property Description : Not Applicable
Consideration Price (Rs.) : 0
(Zero)
First Party : JAMES M
Second Party : Not Applicable
Stamp Duty Paid By : JAMES M
Stamp Duty Amount(Rs.) : 150
(One Hundred And Fifty only)



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INDRP ARBITRATION
THE NATIONAL INTERNET EXCHANGE OF INDIA [NIXI]
ADMINISTRATIVE PANEL DECISION
SOLE ARBITRATOR: JAMES MUKKATTUKAVUNKAL

Eureka Forbes Limited

V.

Webbazaar

ARBITRATION AWARD

Disputed Domain Name: www.aquaguard-customer-care.in

Statutory Alert:

1. The authenticity of this Stamp Certificate should be verified at "www.stampstamp.com". Any discrepancy in the details on this Certificate and as available on the website renders it invalid.
2. The onus of checking the legitimacy is on the users of the certificate
3. In case of any discrepancy please inform the Competent Authority

The Parties

The **Complainant** in this arbitration proceeding is *Eureka Forbes Limited*, a company incorporated under the laws of India and having its registered office at 7, Chakraberia Road, Kolkata, West Bengal - 700025. Eureka Forbes has its corporate office B1/B2, 701, Marathon Innova, off Ganpatrao Kadam Marg, Lower Parel, Mumbai – 40001.

The **Respondent** in this arbitration proceeding is *Webbazaar*, located at 1st Floor, Saraswathamma Complex, Akshay Nagar, TC Palya Main Road, Dooravani Nagar, Bengaluru, Karnataka - 560016 as per the details given by the Whois database maintained by the National Internet Exchange of India [NIXI].

The Domain Name and Registrar

The disputed Domain name is www.aquaguard-customer-care.in. The Registrar with which the disputed domain name is registered is *Endurance Domains Technology, LLP*.

Procedural History [Arbitration Proceedings]

This arbitration proceeding is in accordance with the .IN Domain Name Dispute Resolution Policy [INDRP], adopted by the National Internet Exchange of India ["NIXI"]. The INDRP Rules of Procedure [the Rules] were approved by NIXI on 28th June 2005 in accordance with the Indian Arbitration and Conciliation Act, 1996. By registering the disputed domain name with the NIXI accredited Registrar, the Respondent agreed to the resolution of the disputes pursuant to the IN Dispute Resolution Policy and Rules framed there under.

According to the information provided by the National Internet Exchange of India ["NIXI"], the history of this proceeding is as follows:

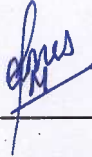
In accordance with the Rules, 2(a) and 4(a), NIXI formally notified the Respondent of the Complaint, and appointed James Muckattukavunkal as the Sole Arbitrator for adjudicating upon the dispute in accordance with the Arbitration and Conciliation Act, 1996, and the Rules framed there under, .IN Domain Name Dispute Resolution Policy and the Rules framed there under. The Arbitrator submitted the Statement of Acceptance and Declaration of Impartiality and Independence, as required by NIXI.

The request for any additional submission with a complete set of documents was dispatched to the Respondent by the Arbitrator on 5th September, 2018. Electronic copy of the complete set of documents was also sent to the Respondent by mail on 24th August, 2018. The Respondent was requested to send in all such documents by 12th September, 2017. The Respondent vide mail dated 24th August, 2018 has communicated to the panel that it does not wish to contest the matter and is willing to transfer the domain name to the Complainant.



Decision

In light of the Respondent's decision in not contesting the matter in regard to the disputed domain name and in accordance with Policy and Rules, the Panel directs that the disputed domain name [www.aquaguard-customer-care.in] be transferred from the Respondent to the Complainant; with a request to NIXI to monitor the transfer.



James Mukkattukavunkal
Sole Arbitrator

Date: September 19, 2018