सत्यमेव जयते

INDIA NON JUDICIAL

Government of National Capital Territory of Delhi

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Unique Doc. Reference	:	SUBIN-DLDLSHIMP1766730351366266Y
Purchased by	:	PUNEET DHAWAN
Description of Document	:	Article 12 Award
Property Description	:	Not Applicable
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First Party	:	PUNEET DHAWAN
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INDRP - 2189

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UNDER INDRP POLICY & RULES OF PROCEDURE

Instagram, LLC
1 Meta Way
Menlo Park, California 94025
United States of America
E-mail: domaindisputes@hlc.com ….Complainant

Versus

Muhammad IRFAN
Wonford road Exeter house number 25
Exeter, UK, Ex2 4LH
Great Britain
E-mail: muhammadirfang8678@gmail.com

Super Privacy Service LTD C/o Dynadot
PO Box 701
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United States of America
E-mail: info@fakeinstagram.com …….Respondent

DOMAIN IN ISSUE: insta.ai.in

ARBITRATION AWARD: (INDRP CASE NO.2189)

The Complainant, details as mentioned above in the title, has filed a Complaint under INDRP Policy and Rules of Procedure against the domain insta.ai.in

The domain insta.ai.in is registered in the name of the Respondent, as mentioned in the title above, through the Registrar **Dynadot, LLC** with address at P.O. Box 345 San Mateo CA 94401 United States; e-mail: info@dynadot.com As per the information and details provided, the Domain insta.ai.in was created and registered in the name of the Respondent on 18.06.2026.

After the filing of the domain Complaint, National Internet Exchange of India (referred to as NIXI) appointed me as an Independent Arbitrator as per the INDRP Policy and Rules of Procedure on 17th October, 2026 by an e-mail. Thereafter, an e-mail pertaining to the appointment as an Independent Arbitrator as well as commencement of the proceedings by me was sent to all parties concerned on 20th October, 2026.

Subsequently, the Complainant had complied with the provision of service of Complaint on the Respondent by sending copies of the domain Complaint and documents/annexures to the Respondent by e-mail the mode. The Complainant had

also confirmed safe delivery in respect of the said e-mail. The Complainant has also submitted and confirmed that the physical service of the Complaint and documents copies on the Respondent has also been done by courier. Thereafter, ample opportunity was being given to the Respondent to file the Reply as well as documents in support of his submissions, if any. However, the Respondent, neither appeared in the proceedings nor had filed any Reply or documents.

CASE ON MERITS:

Complainant has submitted that the **Instagram, LLC (Instagram)**, herein referred to as "Insta", is a world-renowned and leading online photo and video sharing social networking platform. Acquired by Facebook, Inc. (now Meta Platforms, Inc.) in 2012, today Instagram is the world's fastest growing photo and video sharing and editing software and online social network, with more than 3 billion monthly active accounts worldwide. Instagram has consistently ranked amongst the top "apps" for mobile devices, including for iOS and Android operating systems. Instagram has been reported as the most downloaded application worldwide, according to The Financial Times. Instagram's exponential growth and popularity, including in India, has also been widely reported by specialized technology publications including *Tech Crunch* as well as major international publications such as The New York Times, The Washington Post and Datareportal. The Complainant is the registrant of numerous domain names consisting of or including its INSTAGRAM trademark under a wide range of generic Top-Level Domains and under numerous country code Top-Level Domains. The Complainant has also made substantial investments to develop a strong presence online by being active on various social-media platforms, including Facebook, X (formerly Twitter) and LinkedIn.

The Complainant has further submitted in his Complaint that the Complainant has secured ownership of numerous trademark registrations for INSTA and INSTAGRAM, as well as figurative trademark registrations for its Instagram logo, in various jurisdictions, including the following: -

European Union Trade Mark No. 014810535, INSTA, registered on 23 May 2018;

United States Trademark Registration No. 5,061,916, INSTA, registered on 18 October 2016;

United Kingdom Trade Mark No. UK00801129314, INSTAGRAM, registered on 15 March 2012;

Indian Trade Mark No. 3042394, INSTAGRAM, registered on 27 January 2017;

International Trademark Registration No. 1129314, INSTAGRAM, registered on 15 March 2012;

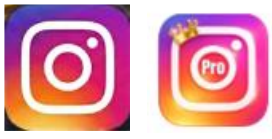
United States Trademark Registration No. 4,146,057, INSTAGRAM, registered on 22 May 2012;

European Union Trade Mark No. 14493886, INSTAGRAM, registered on 24 December 2015; and Indian Trade Mark No. 3257847, , registered on 12 May 2016.

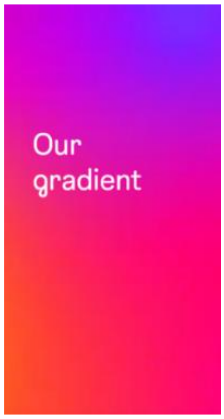
The Complainant was recently made aware of the Domain Name, comprising its INSTA trademark in its entirety, without alteration, under the domain extension ".ai.in". The Complainant has further elaborated in his Complaint as to how the Respondent has copied its trademark reference and how it purports to work. It is further stated in the Complaint that the Respondent has mentioned on his website that: -

> "Insta Pro enhances the social media experience with advanced customization options and added features designed for greater user flexibility. Insta Pro revolutionizes your social media experience with powerful premium features.. Are you ready to unlock hidden capabilities on your favourite platform?"
>
> “Users easily download media directly to their devices with one tap. High-quality images replace standard compressed uploads for a stunning profile view."
>
> "Third-party applications carry slight security risks regarding official platform terms of service. You should use a secondary profile to ensure complete safety from restrictions."

It is further mentioned by the Complainant that the Respondent's website makes prominent reference to the Complainant's INSTAGRAM and INSTA trademarks that features the Complainant's Instagram logo, including as a favicon, as well as similar logos, and displays a pink colour scheme similar to that used by the Complainant as shown below: -

Complainant's figurative trademark and logo	**Logos and favicon on the Respondent’s website**
	

Complainant's gradient colour scheme



Colour scheme of the Respondent's website





It is further submitted by the Complainant that the Respondent's website does not feature any disclaimer-style wording as to a lack of relationship with the Complainant.

The Complainant also states that there have been attempts by them to resolve the matter amicably by Legal Notice. However, the Respondent had made no effort to even reply to it.

The Complainant has filed its trademark registration details and documents in support of usage of its trademark and domain along with the Complaint which suffices the requirement of establishing its prior adoption and usage by the Complainant.

The Complainant has been able to establish the fact that the Instagram websites/ domains as well as their trademark are adopted and used by the Complainant much prior in time than the disputed domain name of the Respondent. The Complainant has also been able to establish the fact that the Respondent has copied the trademarks and domain names of the Complainant and obtained the domain with dishonest and mala fide intention. The Complainant has also been able to establish all the three statutory requirements as laid down in Rule 4 of the INDRP Policy namely: -

(a) The Respondent Registrant's domain name is identical to the Domain Name, Trademark of the Complainant; and
(b) The Respondent Registrant has no rights or legitimate interests in respect of the domain name; and
(c) The Respondent Registrant's domain name has been registered in bad faith and for illegal/unlawful purpose.

The Complainant has filed various documents as Annexures in support of his case and has also relied upon a few case laws precedents as mentioned in Paras Nos.23 to 61 of his Complaint. The Complainant has requested for transfer of the domain in issue.

DECISION:

On the basis of the submissions made herein by the Complainant in their Complaint and the findings of the Tribunal, it is hereby held that the Complainant has been able to establish and prove his case on merits. It is accordingly, ordered that the domain insta.ai.in be transferred to the Complainant. Parties are to bear their own Costs.

NIXI is also requested to facilitate transfer of the domain in favour of the Complainant as per the INDRP Policy and Rules of Procedure.



PUNEET DHAWAN
INDEPENDENT ARBITRATOR

Date: 03.11.2026
Place: Delhi