

Amended under the slip rule pursuant to pursuant to CPR 40.12

IN THE HIGH COURT OF JUSTICE

KB-2025-001803

KING'S BENCH DIVISION

MEDIA AND COMMUNICATIONS LIST

BEFORE THE HONOURABLE MRS JUSTICE COLLINS RICE

BETWEEN:

BGR

Claimant/Applicant

and

PERSONS UNKNOWN Using the names known as 'Mariam Dinita', 'Inout Noaptes' and 'Noaptes', telephone numbers and email addresses listed in Confidential Schedule 2 to the Order dated 21 May 2025 and who are responsible for communicating with the Claimant via those numbers

Defendants/Respondents

ORDER

PENAL NOTICE

IF YOU THE DEFENDANTS/RESPONDENTS DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED OR FINED OR HAVE YOUR ASSETS SEIZED.

ANY PERSON WHO KNOWS OF THIS ORDER AND DISOBEYS THIS ORDER OR DOES ANYTHING WHICH HELPS OR PERMITS ANY PERSON TO WHOM THIS ORDER APPLIES TO BREACH THE TERMS OF THIS ORDER MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

NOTICE TO ANYONE WHO KNOWS OF THIS ORDER

You should read the terms of the Order and the Practice Guidance on Interim Non-Disclosure Orders very carefully. You are advised to consult a solicitor as soon as

possible. This Order prohibits you from doing the acts set out in Paragraph [10] of the Order and obliges you to do the acts set out in Paragraphs [11] of the Order. You have the right to ask the Court to vary or discharge the Order. If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or fined or your assets may be seized.

THIS ORDER

1. This is an Injunction, with other orders as set out below, made against the Defendants on 21 May 2025 by the Judge identified above (the **Judge**) on the application (the **Application**) of the Claimant. The Judge:
 - (a) read the witness statement referred to in Confidential Schedule 1 to this Order; and
 - (b) accepted the undertakings set out in Schedule A at the end of this Order; and
 - (c) considered the provisions of the Human Rights Act 1998 (the **HRA**), section 12; and
 - (d) heard from Counsel for the Claimant.
2. This Order was made at a hearing without-notice to those affected by it, the Court having considered section 12(2) HRA and being satisfied that there are compelling reasons for notice not being given. The Defendants (and anyone served with or notified of this Order) have a right to apply to the Court to vary or discharge the Order (or so much of it as affects them): see paragraph [21] below.
3. Further to CPR 23.11(2) this order was made in the absence of the Defendants. The court was satisfied that in the circumstances there were compelling reasons to proceed in the Defendants' absence. A Return Date is fixed for **12 June 2025** and further to paragraph [21] below, the Defendants may apply to the Court to vary or discharge the Order at any time.

ANONYMITY

4. Pursuant to section 6 of the HRA, and/or CPR 39.2 the Judge, being satisfied that it is strictly necessary, ordered that:
 - (a) the Claimant be permitted to issue these proceedings naming the Claimant as "BGR" and giving an address c/o the Claimant's solicitors;
 - (b) there be substituted for all purposes in these proceedings in place of references to the Claimant by name, and whether orally or in writing, references to the letters "BGR".

ACCESS TO DOCUMENTS

5. Upon the Judge being satisfied that it is strictly necessary:

- (a)
 - (i) no copies of the statements of case;
 - (ii) no copies of the Confidential Schedules; and
 - (iii) no copies of the witness statements and the applications,

will be provided to a non-party without further order of the Court.

- (b) Any non-party other than a person notified or served with this Order seeking access to, or copies of the abovementioned documents, must make an application to the Court, proper notice of which must be given to the other parties.

The Claimant's name is given in Confidential Schedule 2.

SERVICE OF DOCUMENTS

- 6. The Claimant must serve this Order upon the Defendants as soon as reasonably practicable and in any event by 4.30pm on 22 May 2025 at the latest, save that there shall be liberty for the Claimant to apply to the Court in the event that an extension is necessary.
- 7. Upon the Court being satisfied that England and Wales is the proper place in which to bring this claim, the Claimant has, if required, permission to serve the Claim Form and other documents outside of the jurisdiction pursuant to CPR 6.37(3) and PD6B(21).
- 8. The Claimant has permission to serve the Claim Form and all other documents upon the Defendants by email to the email address and/or by text to the telephone numbers set out at Confidential Schedule 2 to this Order pursuant to CPR 6.15.
- 9. The Claimant is permitted not to serve the confidential witness statement in support of this Application on the Defendants until the Defendants identify him/herselves and provide an address for service as required by paragraph [13] below.

INJUNCTION

- 10. Upon the Judge being satisfied on the evidence provided that the Claimant was likely to succeed at a trial of his claim, including by establishing that publication should not be allowed, and having regard to section 12 of the Human Rights Act 1998, until 12 June 2025 (the **Return Date**) or further Order of the Court, the Defendants must not:
 - (a) use, publish or communicate or disclose to any other person (other than (i) by way of disclosure to legal advisers instructed in relation to these proceedings (the **Defendants' legal advisers**) for the purpose of obtaining legal advice in relation to these proceedings or (ii) for the purpose of carrying this Order into effect) all or any part of the information referred to in Confidential Schedule 2 to this Order (the **Information**).
 - (b) publish any information which is liable to or might identify the Claimant as a party to the proceedings and/or as the subject of the Information or which otherwise contains material which is liable to, or might lead to, the Claimant's identification in any such respect, provided that nothing in this Order shall prevent the publication, disclosure or communication of any information which is contained in this Order other than in the Confidential Schedules or in any public judgment of the Court.
 - (c) contact the Claimant, whether directly or indirectly, save through their lawyers when pursuing their legitimate rights and legal remedies;
 - (d) otherwise engage in conduct that amounts to the harassment of the Claimant; and
 - (e) Instruct, encourage or allow any third party to engage in the any of the conduct referred to at paragraphs (a) to (d) above.

INFORMATION TO BE DISCLOSED AND PROVIDED

11. The Defendants shall within 7 days of service of this Order:
 - (a) disclose to the Claimant's solicitors his/her identities by providing their full name(s) and address(es).
 - (b) deliver up to the Claimant's solicitors all and any of the Information they retain as set out in Confidential Schedule 2.

PROTECTION OF HEARING PAPERS

12. The Defendants must not publish or communicate or disclose or copy or cause to be published or communicated or disclosed or copied any witness statements and any exhibits thereto and information contained therein that are made, or may subsequently be made, in support of the Application or the Claimant's solicitors' notes of the hearing of the Application (the **Hearing Papers**), provided that the Defendants shall be permitted to copy, disclose and deliver the Hearing Papers to the Defendants' legal advisers for the purpose of these proceedings.
13. The Hearing Papers must be preserved in a secure place by the Defendants' legal advisers on the Defendants' behalf.
14. The Defendants shall be permitted to use the Hearing Papers for the purpose of these proceedings provided that the Defendants' legal advisers shall first inform anyone, to whom the said documents are disclosed, of the terms of this Order and, so far as is practicable, obtain their written confirmation that they understand and accept that they are bound by the same.

PROVISION OF DOCUMENTS AND INFORMATION TO THIRD PARTIES

15. Where the Claimant notifies a third party of the existence of this Order, it shall be permitted to identify itself to the third party and to provide a copy of the Order and Confidential Schedule 2 to the third party. The Claimant shall also be permitted, if necessary, to describe the Information.
16. If the third party so requests, the Claimant will provide the legal advisers of any third party and, where unrepresented, the third party, promptly upon request and receipt of their written irrevocable undertaking to the Court to preserve the confidentiality of those documents and the information contained in them and only to use those documents and the information contained in those documents for the purpose of these proceedings, a copy of the Hearing Papers.

PUBLICATION OF THE ORDER

17. Pursuant to CPR 39.2(5) a copy of this order will be published on the Judiciary website except for the Confidential Schedule 1 and 2 (which for the avoidance of doubt shall not be published.)

PUBLIC DOMAIN

18. For the avoidance of doubt, nothing in this Order shall prevent the Defendants from publishing, communicating or disclosing such of the Information, or any part thereof, as was already in, or that thereafter comes into, the public domain in England and Wales as (1) a result of publication in the national media (other than as a result of breach of this Order or a breach of confidence or privacy); or (2) any proceedings that take place in open court and are not subject to any reporting restrictions.

COSTS

19. The costs of and occasioned by the Application are reserved.

VARIATION OR DISCHARGE OF THIS ORDER

20. The parties or anyone affected by any of the restrictions in this Order may apply to the Court at any time to vary or discharge this Order (or so much of it as affects that person), but they must first give 3 days written notice to the Claimant's solicitors. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Claimant's solicitors in advance of the relevant hearing. The Defendants may agree with the Claimant's solicitors and any other person who is, or may be bound by this Order, that this Order should be varied or discharged, but any agreement must be in writing.

INTERPRETATION OF THIS ORDER

21. A Defendant who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
22. A Defendant which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

PERSONS OUTSIDE ENGLAND AND WALES

23. (a) Except as provided in paragraph (b) below, the terms of this Order do not affect or concern anyone outside the jurisdiction of this Court.

(b) The terms of this Order will affect the following persons in a country or state outside the jurisdiction of this Court:
 - (1) the Defendants or their officers or agents appointed by power of attorney;
 - (2) any person who –
 - (i) is subject to the jurisdiction of this Court;
 - (ii) has been given written notice of this Order at his residence or place of business within the jurisdiction of this Court; and
 - (iii) is able to prevent acts or omissions outside the jurisdiction of this Court which constitute or assist in a breach of the terms of this Order; and

(3) any other person, only to the extent that this Order is declared enforceable by or is enforced by a court in that country or state

PARTIES OTHER THAN THE CLAIMANT AND THE DEFENDANTS

24. Effect of this Order

It is a contempt of court for any person notified of this Order knowingly to assist in or permit a breach of this Order. Any person doing so may be imprisoned, fined or have their assets seized.

NAME AND ADDRESS OF THE CLAIMANT'S LEGAL REPRESENTATIVES

25. The Claimant's solicitors are Cohen Davis Solicitors, 48 Dean Street, London W1D 5BF.

COMMUNICATIONS WITH THE COURT

26. All communications to the Court about this Order should be sent to:

Room E03, Royal Courts of Justice, Strand, London, WC2A 2LL, quoting the case number. The telephone number is 020 3936 8957

The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

SCHEDULE A

UNDERTAKINGS GIVEN TO THE COURT BY THE CLAIMANT

- (1) If the Court later finds that this Order has caused loss to the Defendants, and decides that the Defendants should be compensated for that loss, the Claimant will comply with any order the Court may make.
- (2) If the Court later finds that this Order has caused loss to any person or company (other than the Defendants) to whom the Claimant has given notice of this Order, and decides that such person should be compensated for that loss, the Claimant will comply with any Order the Court may make.
- (3) If this Order ceases to have effect or is varied, the Claimant will immediately take all reasonable steps to inform in writing anyone to whom notice of this Order has been given, or whom there are reasonable grounds for supposing they may act upon this Order, which has ceased to have effect in this form.
- (4) By 4.30pm on 23 June 2025 or as soon as reasonably practicable thereafter the Claimant will provide the Defendants with a Note setting out the substance of what was said to the Court by the Claimant's Counsel and exhibiting (a) Counsel's Skeleton Argument and (b), any additional documents provided to the Court on the making of the Application

which have not already been provided to the Defendants. The Claimant is permitted not to serve the Claimant's confidential witness statement on the Defendants until the Defendants identifies him/herself and provides an address for service as required by paragraph [11] above.

- (5) On the Return Date the Claimant will inform the Court of the identity of all third parties that have been notified of this Order. The Claimant will use all reasonable endeavours to keep such third parties informed of the progress of the action insofar as it may affect them, including, but not limited to, advance notice of any applications, the outcome of which may affect the status of the Order.