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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(COMM) 465/2025**

HARPEET NARULA AND ANR.

.....Plaintiffs

Through: Ms. Neha Jain and Ms. Anjali
Sisodia, Advs.

versus

SURMAYA FASHION COMPANY & ORS

.....Defendants

Through: None

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

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28.05.2025

I.A. 13866/2025 *(For direction to Local Commissioner to inspect the shifted premises of the defendant)*

1. By virtue of the present application under Section 151 of the Code of Civil Procedure, 1908, the plaintiffs seek a direction to the Local Commissioner, already appointed by this Court *vide* order dated 14.05.2025, to conduct an inspection of the new premises of the defendants identified by the plaintiffs at the fresh address i.e. 57-A, Ground Floor and First Floor, Khizrabad, New Friends Colony, South East Delhi-110 002.

2. Considering the circumstances involved as also in view of the order dated 14.05.2025 and for the reasons stated in the present application, this Court deems it appropriate to appoint Ms. Ishita Kohli, Advocate [+91-9910021671] to visit the aforementioned new premises, particularly, since as per the learned counsel for the plaintiffs the same is a fresh address



acquired by the defendant after passing of the earlier order.

3. The fee of the Local Commissioner is fixed at Rupees One Lakhs Fifty Thousand Only [Rs.1,50,000/-] in addition to all the related expenses for travel as also any other miscellaneous out of pocket expenses for the execution of the commission. All the aforesaid expenses shall be borne by the plaintiffs and paid in advance to the Local Commissioner.

4. Additionally, this Court also permits the abovenamed Local Commissioner to visit, secure, seize, pack and seal the infringing products on receiving any information or coming to know from the plaintiff of any other premises with the infringing products of a similar nature during the execution of the commission. In such a scenario, the fee of the Local Commissioner for each additional premise visit is fixed at Rupees Fifty Thousand Only [Rs.50,000/-] in addition to all the related expenses for travel as also any other miscellaneous out of pocket expenses for execution of the commission. The additional visit expenses shall also be borne by the plaintiff and paid in advance to the Local Commissioner.

5. In view of the aforesaid, the Local Commissioner is permitted to act in the same manner as enumerated in *paragraph no.38* of the order dated 14.05.2025 passed by this Court.

6. Renotify on 09.09.2025 i.e. the date already fixed.

SAURABH BANERJEE, J

MAY 28, 2025/Ab