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

+ **CS(COMM) 497/2024**

MS TWENTY FOUR SYSTEMS PVT LTDPlaintiff

Through: Ms. Namisha Gupta, Ms. Kartika
Sharma, Mr. Manav Mitra, Ms. Tanya
Aggarwal and Ms. Akshaya
JebaKumar, Advs.

Versus

IDRESS AHAMADDefendant

Through: Mr. Raj Kumar, Adv.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

% **02.09.2024**

I.A. 38065/2024 (by plaintiff under Section 151 CPC seeking to extend the tenure of Local Commissioner appointed vide order dated 27.08.2024)

1. The present application has been filed by the plaintiff to extend the tenure of the learned Local Commissioner appointed vide order dated 27.08.2024 for a sufficient period to enable her to properly examine the email ID of the defendant.
2. The learned counsel for the defendant submits that he has no objection, in case, the application is allowed.
3. In view of the above, the application is allowed and the learned Local Commissioner appointed vide order dated 27.08.2024 is directed to access the email ID bearing address 'idrees.ahamad@gmail.com' of the defendant



for the purpose stated therein.

4. It has been agreed by the learned counsel for the defendant that the defendant will bring his laptop to the Bar Consultation Room at Delhi High Court premises on 03.09.2024 at 12:00 noon and he shall provide access to the learned Local Commissioner of his email ID address to enable her to examine the same for the purpose as stated in order dated 27.08.2024. The statement is taken on record.

5. In case the learned Local Commissioner is not able to complete the execution of the commission on 03.09.2024, the defendant is directed to remain present in the Bar Consultation Room on 04.09.2024 as well at 12:00 noon for the same purpose.

6. Further, a prayer has been made in the application to permit an IT expert to assist the learned Local Commissioner. This prayer is also not opposed by the learned counsel for the defendant/non-applicant. Accordingly, the learned Local Commissioner is allowed to take assistance of an IT expert at the expense of the plaintiff for the purpose of executing the commission.

7. It is submitted by the learned counsel for the defendant that the defendant had joined the services of the plaintiff in the year 2012 and the search of the email ID address by the learned Local Commissioner should be confined to the period subsequent to that. The submission is not opposed by the learned counsel for the plaintiff.

8. In view of the above, the learned Local Commissioner is directed to examine the email ID address of the defendant pertaining to the emails subsequent to the year 2012. It is clarified that while executing the commission, the learned Local Commissioner shall confine search to the



data which is relevant for the purpose of the present case.

9. With the aforesaid directions, the application stands disposed of.

VIKAS MAHAJAN, J

SEPTEMBER 2, 2024/dss