



\$~2

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

+ **CS(COMM) 241/2016 & I.A. 19602/2022**

MR SONDEEP SHANKAR

.....Plaintiff

Through: Ms. Shwetasree Majumder, Ms.
Devyani Nath and Ms. Nidhi Pandey,
Advocates along with plaintiff.

versus

ASSOCIATED PRESS

.....Defendant

Through: Ms. Prachi Agarwal and Ms. Elisha
Sinha, Advocates

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

%

06.12.2025

1. Learned counsel for the plaintiff has addressed part arguments. She submits that arguments will be concluded on the next date of hearing.

1.1 It is stated that the plaintiff has prayed for claim of damages. She states that, as per the order dated 13.01.2017, the Court has clarified that the subject matter of the suit would be 143 negatives available in the defendant's New York office and 199 prints and negatives available in the defendant's London office as disclosed in the discovery application I.A. 3722/2016.

1.2 She states that the defendant, in their reply to I.A. 3722/2016 at para '7' has stated as under: -

"7. It is further submitted that the Defendant has also conducted a diligent search of its digital licensing information and has been able to identify that the photographs taken by the Plaintiff were downloaded 421



times. It is submitted that it is not necessary that every download is a license as a consumer accessing the photographs on the Defendant's website may download the same, but may later decide not to publish the photograph. Therefore, till date the impugned 60 digitized photographs have generated a total revenue of USD 3,966.23/-.”

1.3 She states that the defendant ought to give updated information on the revenue generated by them from these 143 negatives, plus 199 prints and negatives, up to date.

2. The matter is being heard for final adjudication and the Court finds the information pertaining to the revenue earned by the defendant to be relevant, for deciding all issues finally and comprehensively especially the claim of damages.

3. The defendant is directed to file an affidavit making a disclosure of all revenue earned by it from the commercialisation of the 143 negatives, plus 199 prints and negatives until 30.11.2025. Let the affidavit be filed on or before 18.12.2025.

4. List for further arguments of the plaintiff on **20.12.2025** i.e., Saturday at 03:00 pm.

MANMEET PRITAM SINGH ARORA, J

DECEMBER 6, 2025/ng/aa