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

CNR No. DLHC010407002026

+ **W.P.(C) 12598/2026 & CM APPL. 58480/2026**

ASHUTOSH SRIVASTAVA

.....Petitioner

Through: Mr. Amit Kumar, Ms. Khushboo
Sharma and Mr. Kartik, Advocates.

versus

UNION OF INDIA AND ORS

.....Respondents

Through: Mr. Vinay Yadav, CGSC with Mr.
Neeraj Paulose Raj, Ms. Laavanya
Kaushik, GP, Ms. Khaati Bansal,
Advocates for UOI/R-1.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

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31.08.2026

1. By way of the present writ petition, the petitioner is seeking following prayers:

“A. Issue an appropriate writ, order or direction directing Respondent No.1 to consider and decide the Petitioner’s detailed representation dated 30.03.2026 within a fixed period, by passing a reasoned and speaking order after providing the Petitioner an effective opportunity of hearing;

B. Issue an appropriate writ, order or direction directing Respondent Nos.2 and 3 to preserve and protect the entire personal and professional digital data associated with the Petitioner’s Google and Microsoft accounts and not to delete, destroy, overwrite or permanently alter the same during the pendency of the present petition.”

2. Issue notice. The learned CGSC accepts notice on behalf of respondent/UOI.



3. The learned CGSC appearing for respondent No.1/Union of India submits that the petitioner has not yet approached the Grievance Appellate Committee in terms of Rule 3A of the Information Technology (Intermediary Guidelines and Digital Media Ethics Code) Rules, 2021.
4. Having heard learned counsel for the parties and having regard to the nature of the grievance raised in the present petition, this Court finds it appropriate to direct the petitioner to approach the Grievance Appellate Committee in terms of Rule 3A of the Information Technology (Intermediary Guidelines and Digital Media Ethics Code) Rules, 2021.
5. In the event the petitioner files an appeal before the Grievance Appellate Committee, the said appeal shall be considered and decided, in accordance with law, within a period of eight weeks from the date of filing of such appeal, under intimation to the petitioner.
6. In view of the aforesaid directions, the present petition stands disposed of.
7. In case of any further grievance, the petitioner will be at liberty to approach this Court by way of a fresh writ petition.
8. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

AUGUST 31, 2026/vc
VS