

**HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

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**LPA No.1078 of 2015 (O&M)**

**Date of Decision: 03.08.2015**

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Union of India & Ors.

... Appellants

VS.

M/s Proxima Steel Forge P.Ltd.

... Respondent

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**CORAM: HON'BLE MR.JUSTICE SURYA KANT**

**HON'BLE MR.JUSTICE P.B. BAJANTHRI**

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Present: Mr. IPS Doabia, Advocate for the appellants

Mr. Rahul Sharma, Advocate for the respondent

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**SURYA KANT, J. (Oral)**

(1) This Letters Patent Appeal is directed against the order dated 27.01.2015 whereby learned Single Judge allowed the respondent's writ petition. The order dated 15.05.2015 dismissing the appellant's review application is also under challenge. While the writ petition was allowed with cost of ₹10,000/-, the appellants were further directed to deposit ₹25,000/- towards cost as a pre-emptory condition for entertaining the review application which was finally dismissed. In this manner, cost of ₹35,000/- has been levied on the appellant.

(2) When this appeal came up for hearing on 24.07.2015, we declined to interfere with the order passed by learned Single Judge so far as the acceptance of claim of the respondent was concerned. However, we tentatively viewed that it being a case

where interpretation of two notifications was in issue, there was hardly any justification for imposing cost on the appellants.

(3) Upon notice, learned counsel for respondent fairly states that he has no objection if the impugned orders to the extent of imposition of cost are set aside.

(4) In view of the fair stand taken by learned counsel for respondent, this appeal is allowed in part; the order passed by learned Single Judge dated 27.01.2015 and 15.05.2015 are set aside only to the extent of imposition of cost of ₹10,000 and/or pre-emptory cost of ₹25,000/-. The cost amount, if any, deposited by appellants with the Registry shall be refunded.

(5) Disposed of.

**(Surya Kant)**  
**Judge**

**03.08.2015**  
*vishal shonkar*

**(P.B. Bajanthri)**  
**Judge**