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IN THE HIGH COURT OF DELHI AT NEW DELHI

Date of Decision: 2.5.2018

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W.P.(C) 4651/2018 & CM APP No.17951-52/2018

HINDALCO INDUSTRIES LIMITED

..... Petitioner

Through: Dr. A.M. Singhvi, Sr. Adv. with Mr. Ashish Prasad, Mr. Sanyam Saxena, Ms. Mukta Dutta, Mr. Rohit Sharma, Mr. Ashish Virmani and Mr. Rohan Roy, Advs.

versus

UNION OF INDIA AND ORS.

..... Respondent

Through: Mr. Nitish Gupta with Mr. Farman Ali, Advs. for R-1 & 2.
Mr. Sambhav Jain, LE/MOC with Mr. Santosh Ray, ASO/MOC.

CORAM:-

HON'BLE MR. JUSTICE RAJIV SHAKDHER

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RAJIV SHAKDHER, J. (ORAL)

CM. APPL. No.17952/2018

1. Allowed, subject to all just exceptions.

W.P.(C) No.4651/2018 & CM APP No.17951/2018

2. Issue notice.

3. Mr. Nitish Gupta appears on advance notice for respondent No.1 & 2.

4. It is to be noted that the facts obtaining in the present case are identical to the facts obtaining in W.P.(C) No.4655/2018. Counsel for both the parties say that this writ petition can be disposed of, broadly, based on the directions contained in the said matter.

5. Accordingly, the captioned writ petition is disposed of with the

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By:AMULYA

W.P.(C) No.4651/2018

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following directions:

- (i) The petitioner is given liberty to approach the Tribunal within two weeks from today.
 - (ii) Pending adjudication by the Tribunal, the operation of the impugned communication dated 26.4.2018 shall remain stayed.
 - (iii) In case the decision rendered by the Tribunal is against the interest of the petitioner, the said decision will not be enforced for a period of two weeks thereafter.
 - (iv) It is made clear that if the petitioner does not approach the Tribunal within two weeks from today the interim protection granted will stand dissolved.
6. Pending application shall stand closed.
17. *Dasti* under the signatures of the Court Master.


RAJIV SHAKDHER, J

MAY 02, 2018/pmc