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

+ **W.P.(C) 4687/2018**

**BHARAT ALUMINIUM COMPANY LTD & ANR**

..... Petitioners

Through Mr. P. Chidambaram, Sr. Adv with  
Ms. Ranjana Roy Gawai, Ms.  
Vasudha Sen, Mr. Arjun Asthana and  
Mr. Parinay T. Vasandani, Advs.

versus

**UNION OF INDIA & ORS**

..... Respondents

Through Mr. Nitish Gupta for Mr. Ravi  
Prakash, CGSC for R-1 & R-2. with  
Mr. Kundan from the Department.  
Mr. Atul Jha and Mr. Sandeep Jha,  
Advs for R-3.

**CORAM:**

**HON'BLE MR. JUSTICE RAJIV SHAKDHER**

**ORDER**

% **03.05.2018**

**C.M. Appl No.18021/2018**

1. Allowed, subject to all just exceptions.

**W.P.(C) 4687/2018 & C.M. Appl No.18020/2018**

2. Issue notice.

3. Mr. Nitish Gupta accepts notice on behalf of respondent no. 1  
& 2.

4. Vide this writ petition, challenge is laid to the notice dated  
25.04.2018. It is not disputed by the learned counsel for the  
respondents that issue arising in the instant case is similar to the issue  
arising in the W.P. (C) No.4655/2018 titled: *Hindalco Industries*

*Limited vs. Union of India and Others.* Learned counsel for the respondents says that this Court may pass an order similar to the order passed in W.P. (C) 4655/2018 on 2.05.2018.

5. Accordingly, the writ petition is disposed of with the 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 25.4.2018 shall remain stayed.

(iii) In case the decision rendered by the Tribunal is against the interest of 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, today, will stand dissolved.

6. Pending application shall stand closed.

7. Dasti under signatures of the Court Master.

**RAJIV SHAKDHER, J**

**MAY 03, 2018**

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