# ORDER SHEET.

## IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
## JUDICIAL DEPARTMENT.

### C.M No.354/2012
### IN
### W.P No.728/2011

**World Telecom Limited**
**Vs.**
**Ministry of Information Technology, etc**

| S. No. of order/ proceedings | Date of order/ Proceedings | Order with signature of Judge and that of parties or counsel where necessary. |
|---|---|---|
| | 20.09.2022. | Mr. Shahmeer Shahid, Advocate for the applicant/PTA.<br>Mr. Muhammad Akram Shaheen, Advocate for the respondent/World Telecom Limited.<br>Mr. Muhammad Naseem, AAG. |

Through this C.M, the applicant/PTA is seeking recovery of cost awarded by learned Judge-in-Chamber vide judgment dated 24.06.2011.

2.    Learned counsel for the applicant stated that actual cost of litigation has been claimed in the instant matter.

3.    Pursuant to judgment dated 24.06.2011 learned counsel for the respondent stated that the matter ought to have been fixed before learned Judge-in-Chambers and not before Division Bench. On merit he stated that special cost was awarded by the Court, which would not be more than Rs.1000/- and not the actual cost of litigation.

4.    On the issue of fixation before the Division Bench, the constitution of Benches is undertaken by the Registrar Office under the supervision of Honourable Chief Justice and it is the practice of this Court that where a Judge-in-Chambers has passed an order who has either retired or is not available the matter is fixed before a Division

Bench. Therefore, there is nothing irregular about fixation of the matter before this Bench. On merit this Court is not convinced by the arguments of the learned counsel for the Respondent. What has been sought by the applicant is the actual cost of litigation, including the counsel's fee, and the cost appears to be reasonable. This application is, therefore, **allowed**. The respondent is directed to pay the cost within 30 days and file a certificate with Deputy Registrar (Judl) of this Court on or before expiry of such period that the order has been complied with.

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(BABAR SATTAR)
JUDGE

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(SAMAN RAFAT IMTIAZ)
JUDGE

R.ANJAM.