

**Hwange Colliery Company Limited AND Securities Commission of Zimbabwe  
& 6 others H.C. 7471/11.**

HCCL sued SECZ and 6 others on an urgent basis, seeking an Order nullifying Notices issued by its Company Secretary convening an AGM and declaring that any AGM of the Applicant company held pursuant to the Notices was irregular and deliberations and resolutions thereof of no force or effect.

The suit was a result of shareholders, directors and management disputes at HCCL. SECZ had not sought to compel/ dissuade any of the parties from any action. Major shareholders were bent on removing directors from the Board.

SECZ successfully argued that it was wrongfully cited in the matter and sought to be expunged from the suit, as it had no interest in it. SECZ opposed the Order as to costs on the punitive scale of legal practitioner and client and argued that it was in fact entitled to costs on that scale.

SECZ lawyers are still pursuing the wasted costs from Applicant.