

Court No. - 5

Case :- WRIT - C No. - 32589 of 2023

Petitioner :- Rakesh Kumar

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Raj Kumar Ojha, Ashish Kumar
Srivastava, Bajrangi Mishra, Dev Narayan Tiwari

Counsel for Respondent :- C.S.C., Krishna Agarawal, Narendra
Kumar Tiwari

Hon'ble Piyush Agrawal, J.

Heard learned counsel for the petitioner and Shri Narendra Kumar Tiwari, learned counsel for the Electricity Department.

After hearing the parties for sometime, learned counsel for the petitioner submits that on the ground that 50% amount of the recovery amount is required to be deposited as provided under Section 127(2) of U.P. Electricity Act, 2003, his appeal has been rejected.

Confronted with the said fact, learned counsel for the respondents submits that there is a specific requirement for depositing of amount before entertaining the appeal.

In view of the above, learned counsel for the petitioner submits that he is willing and ready to comply the said provision of the aforesaid Act.

Accordingly, the writ petition is **disposed of** with a direction to the petitioner to comply with the said provision within 20 days from today. After compliance of the provision by the the petitioner, the appeal may be heard on its merit without being influenced.

Order Date :- 6.11.2023

Pravesh Mishra