

Court No. - 3

Case :- WRIT - C No. - 41037 of 2023

Petitioner :- Ram Kishor

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Sandeep Kumar Tripathi

Counsel for Respondent :- C.S.C., Krishna Agarawal, Pranjal Mehrotra

Hon'ble Siddhartha Varma, J.

Hon'ble Shekhar B. Saraf, J.

1. Heard learned counsel for the petitioner, Sri Pranjal Mehrotra, learned counsel for the Electricity Department and learned Standing Counsel for the State-respondents.
2. By means of this writ petition, the petitioner has challenged the recovery being done in pursuance of the final assessment order dated 14.10.2022.
3. Learned counsel for the Electricity Department states that if the petitioner is aggrieved by the order dated 14.10.2022, he can always file an appeal under Section 127 of the Electricity Act, 2003.
4. Since the final assessment order is appealable, we do not consider it a fit case for interference. If the petitioner files an appeal within next 15 days, in accordance with the provisions of Section 127 of the Electricity Act, 2003, then the appeal shall be entertained without going into the question of limitation.
5. With these observations, the writ petition is disposed of.

Order Date :- 29.11.2023

Rakesh

(Shekhar B. Saraf, J.) (Siddhartha Varma, J.)