

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

FRIDAY, THE 24TH DAY OF JULY 2015/2ND SRAVANA, 1937

WP(C).No. 22368 of 2015 (U)

PETITIONER:

**ANTONY VARGHESE
MANAGING DIRECTOR, M/S.KOLUTHARA EXPORTS LTD.
KELTRON ROAD, AROOR**

**BY ADVS.SRI.A.A.ZIYAD RAHMAN
SRI.LAL K.JOSEPH
SRI.V.S.SHIRAZ BAVA
SRI.JOSEPH KURIAN VALLAMATTAM
SRI.K.H.ANSAR**

RESPONDENTS:

- 1. KERALA STATE ELECTRICITY BOARD
VYDHYUDHIBHAVANAM, PATTAM
THIRUVNANTHAPURAM - 695 001
REPRESENTED BY ITS SECRETARY**
- 2. THE ASSISTANT ENGINEER
KERALA STATE ELECTRICITY BOARD, ELECTRICAL SECTION
AROOR, ALAPPUZHA DISTRICT - 691 102**
- 3. THE CONSUMER GRIEVANCE REDRESSAL FORUM
KERALA STATE ELECTRICITY BOARD, CENTRAL REGION
POWER HOUSE ROAD, ERNAKULAM - 682 017
REPRESENTED BY ITS CHAIRMAN**

BY SRI.JAICE JACOB, SC, KERALA STATE ELECTRICITY BOARD

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 24-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

APPENDIX

PETITIONER(S)' EXHIBITS

- P1: TRUE COPY OF THE MAHAZER DATED 22.05.2015**
- P2: TRUE COPY OF THE DEMAND NOTICE NO.BB/HT/10/1047/15-16/29/8615
DATED 09.06.2015 ALONG WITH THE CALCULATION STATEMENT**
- P3: TRUE COPY OF THE OBJECTION DATED 15.06.2015**
- P4: TRUE COPY OF THE FINAL ORDER BEARING NO.BB/HT/10/1047.15-16
DATED 29.06.2015**
- P5: TRUE COPY OF THE APPLICATION DATED 15.07.2013 SUBMITTED BY THE
PETITIONER BEFORE THE SECOND RESPONDENT**
- P6: TRUE COPY OF THE COMMUNICATION ISSUED BY THE BIFR DATED
30.11.2000**
- P7: TRUE COPY OF THE MEMORANDUM OF COMPLAINT DATED 16.07.2015
WITHOUT ANNEXURE**
- P8: TRUE COPY OF THE APPLICATION FOR INTERIM STAY DATED 16.07.2015**
- P9: TRUE COPY OF THE DISCONNECTION/FINAL BILL BEARING NO.
5/HTB/10/1047 ISSUED BY THE RESPONDENT**
- P9(a): THE TRUE COPY OF THE APPLICATION FOR ACCEPTING THE EXT P9**
- P10: TRUE COPY OF THE SAID EMAIL DATED 22.07.2015 ISSUED BY THE 2ND
RESPONDENT**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 22368 OF 2015

Dated this the 24th day of July, 2015

JUDGMENT

Ext. P4 order relating to short assessment of electricity charges is challenged in Ext. P7 complaint before the third respondent forum. Ext. P7 complaint is accompanied by Ext. P8 application for stay wherein no orders are passed. The petitioner is in the meanwhile threatened with disconnection of electricity supply evident by Ext. P9 notice.

2. I direct the third respondent to consider Ext. P8 application for stay with notice to the petitioner. The same shall be done within a period of one month from the date of receipt of a copy of this judgment.

3. Ext. P9 notice for disconnection of electricity supply shall not be implemented till orders are passed on Ext. P8 application as directed above.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS