

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

THURSDAY, THE 19TH DAY OF NOVEMBER 2015/28TH KARTHIKA, 1937

WP(C).No. 34916 of 2015 (L)

PETITIONER :

**PAPPINISSERY INDUSTRIAL CO-OPERATIVE SOCIETY
LTD NO. S IND (C) 91, PAPPINISSERY WEST P.O.,
KANNUR DISTRICT – 670 565
REPRESENTED BY ITS SECRETARY.**

BY ADV. SRI.P.M.PAREETH

RESPONDENT(S) :

- 1. KERALA STATE ELECTRICITY BOARD LTD
REPRESENTED BY ITS SECRETARY
VIDYUTHI BHAVAN, PATTOM
THIRUVANANTHAPURAM – 695 004.**
- 2. ASSISTANT ENGINEER
KERALA STATE ELECTRICITY BOARD
ELECTRICAL SECTION, PAPPINISSERY
KANNUR DISTRICT – 670 565.**
- 3. CONSUMER GRIEVANCE REDRESAL FORUM
NORTHERN REGION, GANDHI ROAD
KOZHIKODE – 673 032.**

BY ADV. SRI.JAICE JACOB, SC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 19-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

WP(C).No. 34916 of 2015 (L)

APPENDIX

PETITIONER'S EXHIBITS :

EXT.P1 : PHOTOCOPY OF THE RELEVANT PORTION OF TARIFF NOTIFICATION
DATED 30.4.13 ISSUED BY THE ELECTRICITY REGULATORY
COMMISSION.

EXT.P2 PHOTOCOPY OF THE ARREAR DEMAND DATED 26.10.15 FOR
RS. 4,56,709/- FOR 10/2013 TO 10/2015 ISSUED BY THE 2ND
RESPONDENT.

EXT.P3 PHOTOCOPY OF THE COMPLAINT DATED 16.11.15 SUBMITTED BY
THE PETITIONER BEFORE THE 3RD RESPONDENT.

RESPONDENT'S EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A.K.JAYASANKARAN NAMBIAR, J.

W.P.(C). No. 34916 of 2015

Dated this the 19th day of November, 2015

JUDGMENT

The petitioner, who is aggrieved by Ext.P1 penal bill, that was served on him under the Electricity Act, seeks only a direction to the 3rd respondent, before whom he has preferred Ext.P3 complaint, to consider and pass orders on the said complaint, within a specified time frame and to keep recovery steps for recovery of amounts confirmed against the petitioner pursuant to Ext.P2 demand notice, in abeyance till such time as the 3rd respondent has considered Ext.P3 complaint.

2. I have heard the learned counsel appearing for the petitioner as also the learned Standing Counsel appearing for the respondents.

On a consideration of the facts and circumstances of the case as also the submissions made across the bar, I dispose the writ petition with a direction to the 3rd respondent to consider and pass orders on Ext.P3 complaint, after hearing the petitioner, within a period of one month from the date of receipt of a copy of this judgment. I make it clear that the recovery steps for recovery of amounts confirmed against the petitioner pursuant to Ext.P2

demand notice, including steps for disconnection of electric supply to the premises of the petitioner, shall be kept in abeyance, till such time as orders are passed by the 3rd respondent as directed and communicated to the petitioner.

Sd/-
A.K.JAYASANKARAN NAMBIAR
JUDGE