

CWP No.28433 of 2013

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.28433 of 2013
Date of decision: 14.10.2015

Dalbir Singh @ Pappu Singh

....Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Ltd. and others

....Respondents

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

- 1) Whether Reporters of the local papers may be allowed to see the judgment ?
- 2) To be referred to the Reporters or not ?
- 3) Whether the judgment should be reported in the Digest ?

Present: - Mr. Karan Singh, Advocate, for
Mr. A.K. Bura, Advocate, for the petitioner.
Mr. P.S. Poonia, Advocate, for the respondents.

PARAMJEET SINGH, J.

Instant writ petition under Articles 226/227 of the Constitution has been filed for issuance of a writ in the nature of *certiorari* for quashing the order of assessment dated 01.10.2012 (Annexure P-5) under Section 135 Indian Electricity Act, 2003 (hereinafter referred to as 'the Act') whereby and amount of ₹1,47,081/- has been assessed against the petitioner as loss caused to the respondents and notice dated 01.10.2012 (Annexure P-6) vide which petitioner was given offer to compound the matter to absolve the petitioner from criminal liabilities

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for committing theft of electricity under Section 135 of the Act. Further prayer has been made for direction to the respondents to refund the amount of ₹35580/-, which has already been deposited by the petitioner, along with interest @ 18% per annum.

I need not reproduce the facts of the case as the issue involved in this case has been dealt with by this Court in CWP No.4016 of 2014 titled '*Satyabir Goyal v. Dakshin Haryana Bijli Vitran Nigam and others*' decided today.

The decision rendered in the case of *Satyabir Goyal* (supra) is fully applicable to the present writ petition. Resultantly, this writ petition is disposed of in the same terms.

October 14, 2015
R.S.

(Paramjeet Singh)
Judge