

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

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Civil Writ Petition No.4643 of 2015

Date of Decision: March 31, 2015

Raj Kumar

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Ms. Ritam Aggarwal, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Counsel for the petitioner states that the only reason why the connection has not been restored to the petitioner, which was initially disconnected because of non-payment of dues, is that now the petitioner is a consumer, who falls in the High Tension category, which factually is incorrect as per the petitioner as the load sanctioned and utilized is less than 70 kilowatt. She contends that the petitioner in the facts and circumstances of the case would deposit the requisite charges/fee etc. for the High Tension connection, which may be without prejudice to the right of the petitioner in any manner and it be left open to the petitioner to challenge the action of the respondents in case they finally assess the petitioner to be belonging to High Tension category.

In view of the above, the present petition is disposed of with liberty to the petitioner to approach the respondents to deposit the requisite charges for restoration of the connection as a High Tension connection with liberty to the petitioner to challenge the decision, if any, taken by the

respondents treating the petitioner to be High Tension consumer. In case the amount is deposited by the petitioner within a period of two weeks from the date the demand is put to the petitioner by the respondents with regard to the deposits, the connection shall be restored within a period of ten days except in circumstances where the installation of the new equipment will require some more time but not beyond five weeks. It is made clear that no rights of the petitioner or the respondents have been adjudicated upon or commented upon by this Court in the present order and, therefore, it would be open to the parties to agitate their claim in accordance with law.

Copy of this order be given *dasti* to the counsel for the petitioner under signatures of the Bench Secretary of this Court.

March 31, 2015
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE