

In the High Court of Punjab and Haryana at Chandigarh

C.W.P. No. 926 of 2014 (O&M)
Date of Decision: December 17, 2015

Mukandi Ram

... Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Ltd. and others

... Respondents

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

Present: Mr. Diwan S. Adlakha, Advocate,
for the petitioner.

Mr. P.S. Ponnia, Advocate,
for the respondents.

Paramjeet Singh, J. (Oral)

Instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari quashing impugned memo No. 6436 dated 07.03.2006 (Annexure P/2) issued by respondent no.3 – Sub Divisional Officer, Operation Sub Division, U.H.B.V.N.L., Bilaspur, whereby on account of theft of electricity under Section 135 of the Electricity Act, 2003, penalty of Rs.1,20,000/- has been imposed upon the petitioner.

I need not reproduce the facts of the case as the issue

of 2014 titled **“Satyabir Goyal vs. Dakshin Haryana Bijli Vitran Nigam and others”** decided on **14.10.2015** wherein respondents were directed to proceed in accordance with instruction 8.1 of the Sales Manual and after following due procedure issue notice to the petitioner by the Authorized Officer or Designated Authority. It is further directed that in case the amount is deposited by the petitioner, supply to the premises of the petitioner may be released in accordance with law. However, if the petitioner failed to comply with the assessment order, respondents have been given liberty to proceed in accordance with law.

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.

December 17, 2015
vkd

[Paramjeet Singh]
Judge