

CWP No.9511 of 2015

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

CWP No.9511 of 2015

Date of Decision: May 14, 2015

Rajeev Gupta

...Petitioner

Versus

Punjab State Power Corporation Ltd. & another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Rakesh Sharma, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (Oral):

It is the contention of the counsel for the petitioner that the petitioner was allotted a flat in the United Co-operative House Building Society Limited, Sector 68, Mohali vide letter dated 01.03.2005 (Annexure P-2). After the allotment of the said flat, the petitioner approached the respondents in March, 2015 for release of electricity connection. A writ petition was filed, wherein an order was passed that no further allotment be made and no possession thereof be granted. This order of stay was passed on 22.05.2007. Counsel contends that as per the report of the Committee, which was constituted to look into the irregularity committed at the time of allotment of the flat, the name of the petitioner does not figure in the same and, therefore, there being no irregularity with regard to the allotment of the flat in favour of the petitioner, the petitioner is entitled to issuance of an electricity connection. He contends that the claim of the petitioner is covered in his favour by the judgment passed by this Court in Civil Writ Petition No.16387 of 2012 titled as Simran Chahal CWP No.8776 of 2015 2

CWP No.9511 of 2015

Versus Punjab State Power Corporation Ltd., decided on 31.08.2012 (Annexure P-3). He further states that similar directions have also been issued in Civil Writ Petition No.21061 of 2012 titled as Amandeep Kaur Versus Punjab State Power Corporation Ltd., decided on 07.11.2012 (Annexure P-4) and in Civil Writ Petition No.21658 of 2013 titled as Dhiraj Sofat Versus Punjab State Power Corporation Ltd. and another, decided on 30.09.2013 (Annexure P-5). Petitioner has been approaching the respondents for release of the electricity connection to his flat but the same is not being accepted and the connection till date has not been released. Counsel contends that the petitioner had thereafter served a notice through counsel dated 27.03.2015 (Annexure P-7) upon the respondents but that also has not solicited any response. He states that the petitioner, at this stage, would be satisfied if a direction is issued to respondent No.2-S.D.E. (Electrical) Industrial Area, Phase-7, Mohali, to consider and decide the legal notice dated 27.03.2015 (Annexure P-7) at an early date.

In view of the statement made by the counsel for the petitioner, without going into the merits of the case or commenting thereon, the present writ petition is disposed of with directions to S.D.E. (Electrical) Industrial Area, Phase-7, Mohali-respondent No.2, consider and decide the legal notice dated 27.03.2015 (Annexure P-7), within a period of three weeks from the date of receipt of certified copy of this order. Decision so taken be conveyed to the petitioner forthwith.

May 14, 2015*Harish***(AUGUSTINE GEORGE MASIH)
JUDGE**