

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.22086 of 2013

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Uday Shankar Singh Son Of Late Kamta Singh R/O Junior Engineer'S
Quarters, P.W.D. Colony, Near Bunglow No. 2, P.S- Rajgir, District -
Nalanda, Bihar.

.... Petitioner/s

Versus

1. The South Bihar Power Distribution Company Ltd, Through Its
Managing Director, Vidyut Bhawan, Baily Road, Patna.
2. The Electrical Superintending Engineer, Biharsharif Electric Supply
Circle, Biharsharif.
3. The Electrical Executive Engineer, Bihar State Electricity Board,
Electric Supply Division, Rajgir, Distt- Nalanda At Biharsharif.
4. The Assistant Engineer, Bihar State Electricity Board, Electric Supply
Sub- Division, Rajgir, Distt- Nalanda .
5. The Junior Electrical Engineer, Rajgir, Distt- Nalanda.

.... Respondent/s

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Appearance :

For the Petitioner/s :

For the Respondent/s : Sri Ratan Prasad Sinha

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

8 04-02-2016 Heard learned counsel for the petitioner and Sri Ratan
Prasad Sinha, learned counsel who has appeared on behalf of the
respondent / South Bihar Power Distribution Co. Ltd.

The petitioner, invoking civil writ jurisdiction of this
court under Article 226 of the Constitution of India has
approached this court with a prayer to direct the respondents to
connect their electric line and also commanding the respondents
to withdraw the F.I.R. vide Rajgir P.S. Case No. 99 of 2013
registered under Section 135 of the Indian Electricity Act 2003.

In this case a counter affidavit has been filed and it has

been indicated that on allegation of committing theft of electricity through applying *toka* an F.I.R. was lodged and it has also been pleaded that it was not a case of disconnection since the allegation was for the use of electricity through *toka*, there cannot be a case for either disconnection or re-connection.

The court is of the opinion that while exercising civil writ jurisdiction the issue pertaining to criminal case particularly in case where F.I.R. has been registered, no positive order can be passed.

The writ petition stands dismissed.

(Rakesh Kumar, J)

Praful/-

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