

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 23985 of 2013

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Sikrahna Industrial Training Centre/Institute Village- Khairwa, P.O.- Bela
P.S.- Chauradano, District- East Champaran through its Secretary Akhlaque
Ahmad Son of Late Abdur Rauf Resident of Village- Khairwa P.O.- Bela
P.S.- Chauradano, District- East Champaran

.... Petitioner

Versus

1. The Bihar State Electricity Board through its Chairman
2. The Chairman, Bihar State Electricity Board, Patna
3. The Secretary, Bihar State Electricity Board, Patna
4. The Joint Secretary, Bihar State Electricity Board, Patna
5. The North Bihar Power Distribution Company Ltd. through its Secretary
Vidhut Bhawan, Baily Road, Patna
6. The Executive Engineer (Electrical) Electric Supply Division Raxaul
District- East Champaran
7. The Sub-Divisional Officer (Electrical), Ghorasahan Sub-Division,
District- East Champaran
8. The Assistant Electrical Engineer Electric Supply Sub-Division
Ghorashan, District East Champaran
9. The Junior Electrical Engineer, Electric Supply Section
Ghorasahan/Adapur District East Champaran

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Md. Anis Akhtar
For the Respondent/s : Mr. Sanjay Kumar Giri

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 18-01-2016 Heard Md. Anis Akhtar, learned counsel for the
petitioner and Sri Sanjay Kumar Giri, learned counsel, who has
appeared on behalf of respondent/North Bihar Power Distribution
Co. Ltd.

Earlier time was granted for filing counter affidavit on
30-10-2015, which has not been filed, however; Sri Giri submits
that due to inadvertence, he failed to note the said direction and as

such, counter affidavit was not filed.

The petitioner, who is a commercial consumer of the electricity, has approached this Court with a prayer to direct the respondents to restore the three phase electric non-domestic supply (NDS-II) connection to the petitioner's premises i.e. an Industrial Training Centre. It has also been prayed to direct the respondents to correct the energy bill of the petitioner.

Learned counsel for the petitioner submits that without any notice, the electric supply of the petitioner has been disconnected and an exaggerated energy bill has been raised. The petitioner thereafter filed several representations disputing the bill amount, however; neither any decision has been taken on his representation nor electric connection has been restored.

Sri Giri, learned counsel for the respondent no. 5 again makes a prayer for adjourning the case for filing counter affidavit.

However, keeping in view the fact that the writ petition was filed in the year 2013 after serving copy on the concerned respondent and the fact that once adjournment was granted, it would not be appropriate to grant further time in a case where electric supply has been disconnected and as such, the Court proposes to dispose of the present writ petition with an

observation that if the petitioner deposits the disputed bill amount i.e. **Rs. 1,36,980.31/-** (Rupees one lac thirty six thousand nine hundred eighty & paise thirty one) before the authority concerned and files fresh representation in respect of dispute of the enhanced bill, the respondent particularly respondent no. 6/Executive Engineer (Electrical), Electric Supply Division, Raxaul (East Champaran) immediately within two days of the deposit of the disputed bill amount shall restore the electric connection of the petitioner's premises and thereafter, he will thoroughly examine the representation of the petitioner and decide the dispute within a period of four weeks thereafter, failing which, the amount of disputed bill shall be adjusted in future energy bill of the petitioner.

The writ petition, with above observation and direction, stands disposed of.

(Rakesh Kumar, J.)

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