

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.144 of 2013

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Ajeet Kumar S/O Sri Rameshwar Prasad R/O Mohalla-Chowk
Shikarpur (Nala Par) Jangali Prasad Lane, Patna City-800009, P.S.-
Chowk, Distt-Patna

.... Appellant

Versus

1. Bihar State Electricity Board through its Secretary, Vidyut Bhawan, Bailey Road, Patna
2. Chairman, Bihar State Electricity Board, Vidyut Bhawan, Bailey Road, Patna
3. Secretary, Bihar State Electricity Board, Vidyut Bhawan, Bailey Road, Patna
4. Finance Controller, Bihar State Electricity Board, Vidyut Bhawan, Bailey Road, Patna
5. Electrical Executive Engineer, Bihar State Electricity Board, Electric Supply Division, Mittan Ghat, Patna City.
6. Electrical Assistant Engineer, Bihar State Electricity Board, Electric Supply Division, Padri Ki Haveli, Patna City.
7. Electrical Junior Engineer, Bihar State Electricity Board, Mangal Tank Chowk, Patna City.

.... Respondents

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Appearance :

For the Appellant : Mr. Upendra Prasad, Advocate
Mr. Sunil Kumar, Advocate

For the Respondent: Mr. Vinay Kirti Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH

And

HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH)

Date: 28-06-2016

Heard learned counsel for the appellant and Sri
Vinay Kirti Singh, learned counsel for the South Bihar Power
Distribution Company Limited.

Having gone through the judgment of the
learned Single Judge, we are not inclined to interfere.

Learned counsel for the appellant has pointed
out the error in the said judgment. The only issue he raises is

that there cannot be any levy of fuel surcharge on unconsumed unit. The 1993 tariff, as was applicable, does not make any such exception.

In that view of the matter, we find no merit in this appeal. Accordingly, this Letters Patent Appeal stands dismissed.

(Navaniti Prasad Singh, J.)

(Nilu Agrawal, J.)

Rajeev/-

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