

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23787 of 2013

=====

Shyam Sundar Paswan, son of Late Gajadhar Paswan, resident of Mohalla-
Paharpur, dumra, Khagaul Road, Anisabad, P.S. Gardanibagh, District-
Patna

.... Petitioner

Versus

1. The State of Bihar through Secretary, Energy Department, Bihar,
Patna
2. Chairman, Bihar State Electricity Board, Patna-cum- Managing
Director, Bihar State Power Holding Company Ltd. Biddhut Bhawan,
Patna, Bailey Road, Patna
3. Electrical Executive Engineer, Electric Supply Division, Gardanibagh,
Patna
4. Sub Divisional Officer, Electric Supply Division, Gardanibagh, Patna
(PESU).
5. Assistant Electrical Engineer (Revenue), Electric Supply Division,
Gardanibagh, Patna (PESU).

.... Respondents

=====

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh, Adv.

For the Respondent/s : Mr. Ratan Prasad Sinha , Adv.

=====

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 15-01-2016 Heard learned counsel for the petitioner and Sri Ratan

Prasad Sinha, learned counsel, who has appeared on behalf of

Respondent nos.2 to 5.

The petitioner has directly approached this Court
invoking its writ jurisdiction with a prayer to set aside the
Judgment and order dated 05.10.2012 passed by the State
Consumer Disputes Redressal Commission, Bihar, Patna in First
Appeal no.151/2007. By the said order, the Judgment and Order
passed by the District Consumer Disputes Redressal Forum, Patna
in Consumer Complaint No.153/2006 has been approved.

In this case, learned counsel for the Respondent nos. 2 to 5 have raised preliminary objection that under the provisions of Consumer Protection Act, 1986, statutory remedy is available to the petitioner. He may file an appeal before the National Consumer Dispute Redressal Commission. This submission was made in presence of learned counsel for the petitioner and learned AC to GP-11.

In view of the fact that for the relief sought for in the present writ petition, there is statutory remedy; the writ petition may not be entertained. If so advised, the petitioner may avail appropriate remedy. The writ petition stands disposed of.

It goes without saying that the period consumed in pursuing the present matter i.e. from 28.11.2013 till date may be excluded while considering the limitation matter.

(Rakesh Kumar, J)

NKS/-

U			
---	--	--	--