

In the High Court of Punjab and Haryana at Chandigarh.

**CWP No. 23280 of 2015
Decided on 07.4.2016**

Meena Kumari and another

--Petitioners

Vs.

State of Punjab and another

--Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.Kulbhushan Raheja, Advocate, for the petitioners

Rakesh Kumar Jain,J: (Oral)

The petitioners have challenged the validity of the order dated 05.9.2013 (Annexure P-1) purported to have been passed under Section 135 read with Sections 126 (6) and 154 (5) of the Electricity Act, 2003 (for short,'the Act').

It is recorded in the said order that during the course of inspection, it was noticed that the phase of the meter and neutral incoming was changed. Meter was stopped at the spot but the supply of electricity of the house was in process. The petitioners were allegedly using earth wire in their house with which the meter was stopped but the electricity was available. Therefore, it was held to be a case of theft of electricity. In that circumstance, the remedy lies with the petitioners to approach the Special Court, constituted under Section 153 of the Act, in terms of Section 154 of the Act.

Hence, this petition is not maintainable. Dismissed.

The petitioner may, if so advised, avail the aforesaid remedy in accordance with law.

07.4.2016
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(Rakesh Kumar Jain)
Judge