

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Letters Patent Appeal No. 597 of 2015 (O&M)
Date of decision: 26.4.2016

Punjab State Power Corporation Ltd. and another
.. Appellants

v.
Amarjit Bajaj and another
.. Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Vishal Chaudhri, Advocate for the appellants.
Mr. Kuldip Sanwal, Advocate for respondent No. 1.
Mr. Prantap Sharma, Advocate for
Mr. Ramesh Goyal, Advocate for respondent No. 2.

...

Rajesh Bindal J.

The order passed by the learned Single Judge dismissing the writ petition against the order passed by the Ombudsman has been impugned in the present intra-court appeal. Along with the appeal, an application seeking condonation of delay of 34 days in filing thereof has also been filed.

The appellants sought to club two power connections bearing No. JM-15/0026 and JM-15/0027, which were released in favour of two brothers, namely, Amarjit Bajaj and Gulshan Bajaj. It is not in dispute that both the electric connections were got installed by two brothers in two separate premises purchased at different times, though adjoining to each other. They are partners in two different firms having their separate identity/entity and carrying on their business. They are assessed to taxation

independently. Merely because being family members they may be found sitting in some common office some time or may have given common telephone numbers will not entitle the appellants to club load of two electric connections. Even from the site plan (Annexure R-3), which was prepared by the Senior Executive Engineer, Sub Division, it is established that both the establishments have entrance from different sides in different streets.

While concurring with the view expressed by the learned Single Judge, we do not find any reason to interfere in the present appeal. Accordingly, the same is dismissed. Consequently, the application for condonation of delay is also dismissed.

(Rajesh Bindal)
Judge

(Harinder Singh Sidhu)
Judge

26.4.2016
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