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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION No. 603 OF 2016

Mohd. Arif Rehamtullah Ansari ... Petitioner
Vs.
The General Manager,
The Brihanmumbai Electric Supply
and Transport Undertaking ... Respondents

WITH
WRIT PETITION No. 580 OF 2016

Merchant Modh. Hussain Ibrahim ... Petitioner
Vs.
The General Manager,
The Brihanmumbai Electric Supply
and Transport Undertaking ... Respondents

WITH
WRIT PETITION No. 581 OF 2016

Sherbanu Zoeb Kanchwala ... Petitioner
Vs.
The General Manager,
The Brihanmumbai Electric Supply
and Transport Undertaking ... Respondents

Ms. K. P. Reshma Ravi i/b K. P. Ravi & Co., for the Petitioners.
Mr. Arsh Misra i/b M. V. Kini & Co., for Respondents.

CORAM : V. M. KANADE, &
P. R. BORA, JJ.

DATE : MARCH 9, 2017

PC.

1. Rule (in all the three petitions). Learned advocate Mr. Arsh Misra waives service of notice for Respondents. These petitions are taken up for final hearing by consent of parties.

2. The petitioner in the petitions have made an application to the respondents for grant of electricity connection to the premises, described in the petitions. The learned counsel appearing on behalf of the respondents, on instructions, states that the said applications have not been decided and are kept pending, in view of the order dated 11th September, 2014 passed by the learned Single Judge in Civil Application No. 3802 of 2012 in First Appeal No. 1599 of 2013. The Division Bench of this Court in Writ Petition No. 561/2016 alongwith Writ Petition No. 825/2016 after going through the said order came to a conclusion that the said order would not come in the way of first respondent in considering the applications made by the petitioners for grant of electricity connection. The Division Bench of this Court, therefore, disposed of those petitions by passing following order :

“(a) We direct the first Respondent to decide the pending Applications of the Petitioners for grant of electricity

connection in accordance with law as expeditiously as possible and in any event within a period of one month from the date on which the order is uploaded;

(b) We make it clear that the Applications shall not be rejected on the basis of the order dated 11th September, 2014;

(c) Rule is partly made absolute on above terms.”

3. In our view, the facts in the present petitions are identical with those petitions. We, therefore, direct the Respondents to decide the pending applications of the Petitioners for grant of electricity connection, in accordance with law, as expeditiously as possible, in any event within a period of one month from the date on which the order is uploaded. It is clarified that the applications shall not be rejected on the basis of order dated 11th September, 2014. Rule is partly made absolute in the aforesaid terms. All the three writ petitions are accordingly disposed of.

Sd/-
[P. R. BORA, J.]

Sd/-
[V. M. KANADE, J.]

Vinayak Halemath