

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

104/220

CM No.10481 of 2017 in/and
CWP No.20392 of 2015
Decided on : 01.08.2017

Rupinder Kaur

... Petitioner

Versus

Punjab State Power Corp. Ltd. and another

.. Respondents

CORAM : HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present : Mr.Mohit Jaggi, Advocate
for the petitioner.
Mr.B.S.Mittal, Advocate for respondent No.1.

Rakesh Kumar Jain, J. (Oral)

CM No.10481 of 2017

This is an application for placing on record the corrected copy of Jamabandi for the year 2007-2008 (Annexure A-1) and exemption from filing its certified copy.

For the reasons mentioned therein, CM is allowed and Annexure A-1 is taken on record and exemption from filing of its certified copy is granted.

CWP No.20392 of 2015

This petition is filed by the petitioner seeking direction to the respondents not to construct/erect the electric lines/poles in her agricultural field.

During the course of hearing, learned counsel for the respondents placed on record a letter dated 05.05.2017, written by Additional Superintendent Engineer, T.L., Division, PSPCL, Patiala to the District Magistrate/Deputy Commissioner, Mohali, in which it is mentioned that the petitioner is creating obstacle in the work of erecting 66 KV Line from Banur to Kharar, on account of erecting the electric lines/poles in her agricultural fields, which is to be connected with 66 KV international Airport Line.

Learned counsel for the respondents on instructions from Surjit Singh, Sub Divisional Officer, T.L., Division, PSPCL, Mohali states that out of 101 Towers of this line, the work of only one tower i.e. Tower No.78 is pending because of litigation. It is submitted that there is only one tower to be erected in the fields of the petitioner and that would be tower No.78 and that the petitioner would be suitably compensated as per rules. He further stated that there would be only one tower in the fields of the petitioner and other poles shall be dismantled.

In view of the aforesaid facts and circumstances, I am of the considered opinion that the work of such magnitude is being undertaken by the PSPCL in which 101 Towers had to be erected for the purpose of transmission of the electricity from Kharar to Banur covering a distance of 16 kms. The construction of one tower i.e. Tower No.78 is causing impediment in the completion of the work for which the petitioner can be suitably compensated as per law.

Consequently, the present petition is hereby disposed of with a direction to the respondents that the petitioner be paid the compensation for the erection of tower to be used besides destruction of the crops etc. as per rules within one month from the date of receipt of certified copy of the order. It is further directed that the petitioner shall not cause any interference in the erection of tower No.78.

**[Rakesh Kumar Jain]
Judge**

01.08.2017

sd

Whether speaking/reasoned

: Yes/No

Whether Reportable

: Yes/No