

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(113)

CWP-3679-2017

Decided on: February 27, 2017.

Surinder Singh and another

.... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Kulwant Singh Dhanora, Advocate,
for the petitioners.

M.M.S. BEDI, J (ORAL)

Through instant writ petition, the petitioners seek a writ in the nature of mandamus directing respondents No. 3 to 6, authorities of the Punjab State Power Corporation Ltd to take necessary action against respondent No.7 who is neighbour of the petitioners and to disconnect the industrial electricity connection of respondent No.7. The petitioners also seek a writ in the nature of mandamus directing the official respondents not to release new industrial power connection in residential zone areas covered under the notified residential town planning and building scheme areas of Shimlapuri and New Shimlapuri, Ludhiana.

The writ petition to settle personal scores between the neighbours does not appear to be proper remedy. In case, any statutory rules or regulations have been violated by respondent No.7, it can always be looked into by the respondent-Corporation subject to their satisfaction regarding the existence of violation. The writ petition is not maintainable for seeking a direction for disconnection of electricity connection of a neighbour at the instance of another neighbour. Petitioner No.1 appears to

have sent a legal notice to the Punjab State Power Corporation Ltd. authorities Annexure P-4 dated 06.07.2016. It will always be open to the authorities to take any action in case any violation is found qua connection of respondent No.7.

Since the disputed question of facts would arise to determine the grievance of the petitioners, this petition deserves to be dismissed on this score as well.

Learned counsel for the petitioners, at this stage, seeks permission to withdraw the petition with liberty to avail alternative remedy.

Dismissed as withdrawn.

Nothing mentioned in this order will prejudice the right of the petitioners in case they avail any other legal remedy available to them.

(M.M.S. BEDI)
JUDGE

February 27, 2017
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No