

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.5374 of 2015

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Amar Singh S/o Late Ahankar Singh Resident of village- Barana, Panchayat-
Manihari, P.S.- Bhabhua, Dist- Kaimur (Bhbhua).

.... Petitioner

Versus

1. The State of Bihar.
2. The Collector, Kaimur at Bhabhua.
3. South Bihar Power Distribution Company L.T.D. through the Executive
Engineer Electricity supply Division Bhabhua, Kaimur.
4. The Assistant Electric Engineer, Electricity Supply Sub Division Mohania,
District- Kaimur (Bhabhua).

.... Respondents

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Appearance :

For the Petitioner : None

For the Respondents : Mr. Vinay Kirti Singh, Sr. Advocate.

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 26-10-2018

The present writ petition has been filed for setting
aside the electricity penalty of Rs. 17,76,790/- which has been imposed
by Assistant Electric Engineer, Electricity Supply Sub-Division,
Mohania.

2. As none appeared on behalf of the petitioner, the
matter was passed over for a few cases. However on repeat call, the
petitioner was again not represented.

3. Learned Senior counsel Mr. Vinay Kirti Singh
appearing for the respondent- Power Company submits that the
petitioner is not entitled to any relief inasmuch as in course of raid



conducted by the respondent officials, the petitioner was found illegally consuming electricity for running 30 H.P. Motor for a Polisher Mill in the name of Shree Amar Singh. Upon assessment, a penalty for the subject amount of Rs. 17,76,790/- was assessed in accordance with provisions of the Electricity Act and Supply Code.

4. Having regard to the stand of the respondent- Power Company and the facts narrated in the writ petition as well as the counter affidavit, this Court is not inclined to interfere in the matter. No rejoinder to the counter affidavit has been filed and as such the stand of the respondents remains undisputed.

5. The writ petition accordingly stands dismissed.

(Vikash Jain, J)

Md. Ibrarul/BT

AFR/NAFR	NAFR
CAV DATE	N.A.
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