

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

1.

CWP No.18911 of 2014
Date of Decision:04.07.2018

M/s Impact Projects Private Limited

. Petitioner

Vs.

Punjab State Power Corporation Limited and others

. Respondents

2.

CWP No.18912 of 2014

M/s Impact Projects Private Limited

. Petitioner

Vs.

Punjab State Power Corporation Limited and others

. Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: - Mr. Veneet Sharma, Advocate,
for the petitioner.

Mr.Vishal Chaudhary, Advocate,
for the respondents.

RAKESH KUMAR JAIN, J. (ORAL)

This order shall dispose of 2 petitions bearing CWP Nos.18911 & 18912 of 2014 as the issue involved in both the petitions is same. However, for the sake of convenience, the facts are being extracted from CWP No.18912 of 2014.

Shorn of unnecessary details, the issue involved in this case is as to whether the petitioner is entitled to file objections against the provisional assessment order passed under Section 126 of the Electricity Act, 2003 [for short 'the Act']?

Learned counsel for the respondents has fairly submitted that before passing the final assessment order, the petitioner can file objections against the provisional assessment order and after giving him

an opportunity of hearing the respondents can decide the matter for the purpose of passing the final assessment order.

In view thereof, both the petitions are hereby disposed of with a direction that the petitioner would file fresh objection within 15 days from the date of receipt of this order against the provisional assessment order and the respondents shall decide the objections within 15 days thereafter after affording opportunity of hearing to the petitioner.

It is further directed that the electricity connection of the petitioner shall not be disconnected till the objections are decided one way or the other and the order is conveyed to the petitioner.

A copy of this order be placed on the file of another connected case.

04.07.2018

Vivek

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking /reasoned : *Yes/No*

Whether Reportable : *Yes/No*