

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 8920 of 2018
Date of Decision: 06.07.2018

HARDEEP SINGH AND OTHERS **...Petitioner**
VS.
DAKSHIN HARYANA BIJLI VITRAN NIGAM LIMITED **...Respondents**

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN.

Present: Mr. Mohan Singla, Advocate,
for the petitioners.

RAKESH KUMAR JAIN, J. (ORAL)

Learned counsel for the petitioners has submitted that a case of theft of electricity was lodged against the petitioners, which has been challenged by them by way of a civil suit for declaration. The said civil suit is stated to have been pending. The present petition is filed in order to challenge the validity of circular D-43/2005 which could not have been challenged in the civil suit.

I do not agree with learned counsel for the petitioner in this regard. Faced with these observations, learned counsel for the petitioner has prayed for withdrawal of the present petition with liberty to assail the validity of circular D-43/2005 as well before the civil Court. In view thereof, the present petition is hereby dismissed as withdrawn with liberty to the petitioners to challenge the validity of the circular in the civil suit as well by amending the civil suit.

July 6, 2018
Ess Kay

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking / reasoned :	✓ Yes / No
Whether Reportable :	Yes / No