

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

**LPA No.385 of 2018 (O&M) in
CWP No.11326 of 2014
Date of Decision: 15.03.2018**

Bhola Devi

..... Appellant

Versus

**DHBVNL (Dakshin Haryana Bijli Vitran Nigam Limited), Gurgaon
and others**

..... Respondents

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE B. S. WALIA**

Present: Mr. Rakesh Dhiman, Advocate
for the appellant.

RAJESH BINDAL J.

The order passed by the learned Single Judge dated 15.02.2018 dismissing the writ petition has been impugned by filing the present intra-court appeal.

The writ petition filed by the appellant was dismissed in which prayer was for quashing of checking report LL-1 dated 05.02.2014 along with Memo No.718 dated 06.02.2014 whereby penalty was imposed upon the appellant by compounding the offence of theft of electricity.

Learned Single Judge opined that the appellant had been convicted on a complaint filed by the Nigam under Section 135 of the Electricity Act, 2003 (for short 'the Act'). Once it has been established that the appellant was indulging in theft of electricity, there is a procedure

provided under the Act to avail of the remedies, as provided under Section 126 of the Act, which the appellant should have availed of. Hence, while concurring with the findings recorded by the learned Single Judge, we do not find any merit in the appeal and the same stands dismissed.

(RAJESH BINDAL)
JUDGE

(B. S. WALIA)
JUDGE

15.03.2018
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No