

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-1748-2019 (O&M)
Date of Decision: 22.01.2019

Sarla Rani Gupta

--Petitioner

Versus

State of Haryana & others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. A.K. Viridi, Advocate for the petitioner.

Mr. Siddharth Sanwaria, D.A.G., Haryana.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioner has filed the instant petition assailing the notice dated 6.12.2018 (Annexure P-1) issued by the Sub Divisional Officer, D.H.B.V.N, Charkhi Dadri calling upon the petitioner to deposit an amount of Rs.64,59,776/- by stating that such amount is outstanding against the electricity connection no. CP-31-005 as on 10.12.2018.

The pleadings on record would bear out that the petitioner had earlier approached this Court in terms of filing CWP-23919-2016 and which had been disposed of on 21.11.2016 to examine the grievance/claim of the petitioner and for the Managing Director of the Nigam to pass a final order.

Concededly, the Chairman-cum-Managing Director of the Nigam has passed an order dated 27.11.2017 (Annexure P-10) taking a view that an amount of Rs.3,25,764/- is found due from the petitioner as per ledger of 10/2011.

Apparently, the impugned notice in the instant writ petition dated 6.12.2018 (Annexure P-1) is pursuant to the order dated 27.11.2017 (Annexure P-10) passed by the Chairman-cum-Managing Director of the Nigam.

No challenge in the instant petition has been laid to the order dated 27.11.2017 (Annexure P-10).

Under such circumstances, there would be no occasion for this Court to examine the validity of the impugned notice dated 6.12.2018 (Annexure P-1).

Confronted with such a situation, counsel prays for withdrawal of the instant writ petition with liberty to raise a challenge to the order dated 27.11.2017 (Annexure P-10) as well on all such grounds that may be available to the petitioner in accordance with law.

Prayer is allowed.

Dismissed as withdrawn with the liberty, as prayed for.

(TEJINDER SINGH DHINDSA)
JUDGE

22.01.2019

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