

CWP No.15833 of 2014(O&M)

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

CWP No.15833 of 2014(O&M)

Date of decision : 19.03.2019

Babli Cold Store

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Rohit Kumar, Advocate for the petitioner.

Mr. Abhaypal Singh Gill, AAG, Punjab.

Ms. Deepshikha, Advocate for

Ms. Promila Jain, Advocate for respondent No.2.

ARUN MONGA, J. (ORAL)

The present writ petition has been filed impugning an electricity bill dated 19.08.2012 (Annexure P-1) vide which a demand of Rs. 90,775/- has been raised.

Learned counsel for the petitioner submits that during the pendency of the writ petition, the demand raised vide impugned electricity bill has been paid by the petitioner.

Per contra, learned State counsel submits that the present writ petition is not maintainable as the electricity bill has been challenged directly before this Court under Article 226 of Constitution of India without seeking recourse to the alternative remedy as envisaged under Section 126 and/or

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Section 153 of the Indian Electricity Act. He submits that even otherwise, the petitioner is entitled to invoke the jurisdiction of Consumer Dispute Redressal Forum or the Special Designated Electricity Courts as notified under the Electricity Act by the Government of Punjab.

I am in agreement with the submissions of learned State counsel.

In view thereof, the present writ petition is dismissed with liberty to the petitioner to seek alternative remedy in accordance with law.

19.03.2019

rakesh

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned:-Yes/No

Whether reportable:- Yes/No