

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

(Heard through VC)

CWP No.15022 of 2020 (O&M)

Date of Decision: September 22, 2020

M/s Ved Shanti Biomass Energy Fuels and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Pankaj Chandgothia, Advocate
for the petitioners.

Ms. S.S. Pannu, DAG Haryana.

JAISHREE THAKUR, J. (Oral)

This is a writ petition that has been filed seeking a direction for the restoration of the electricity connection of the petitioner, who is MSME firm and also seeking waiver of fixed charges and minimum guarantee charges levied on the said electricity connection as well as for restoration of 150 KW load allocated to the petitioner.

Petitioner No.1 herein is an MSME firm, functioning under the name and style of M/s Ved Shanti Biomass Energy Fuels from village Khera, District Ambala. Counsel for the petitioner raised a contention that the electricity that is being supplied to them is given from a distance of 35 kms whereas, there is provision to provide them electricity from a distance

of 10 kms. The electricity provided to them should be continuous one available 24 X 7, however, counsel for the petitioner points out that there are constant breakage in the supply of electricity, which has affected the production. Counsel for the petitioner relies upon Annexure P-2, which is a report given by the SDO, which would substantiate the plea of staggered electricity supply. Counsel for the petitioner submits that it is on account of erratic supply of electricity that the unit is not running smoothly, causing immense loss and due to this reason, petitioner No.1-firm is not able to pay the minimum fixed electricity charges. It is contended that the petitioners have also submitted legal notice dated 08.08.2020 (Annexure P-12) upon the respondent-Department, which is still pending consideration. Counsel for the petitioners submits that at the present moment he would be satisfied if the legal notice is decided in a time bound manner.

Notice of motion.

At this stage, Mr. S.S. Pannu, DAG Haryana, who is appearing through the medium of video conferencing, accepts notice on behalf of the respondents.

In view of the above and the urgency involved, I dispose of the instant writ petition by giving a direction to respondent No.2 to decide the legal notice (Annexure P-12) by passing a speaking order, within a period of one month from the date of receipt of certified copy of this order.

September 22, 2020

vijay saini

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No