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IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA 22330 of 2019

Abdul Hamid Mondal

Vs.

West Bengal State Electricity
Distribution Company Limited & Ors.

Mr. Kishore Mukherjee,
Mr. Sankha Subhra Ray
... For the petitioner.

Mr. Soumojit Chakraborty
.... For WBSEDCL

Affidavit of service filed in Court today is
taken on record.

The petitioner says that respondent nos. 8
and 9 have applied for electric connection to operate
their submersible pumps. The location for installing
submersible pump proposed by the respondent nos.
8 and 9 is within 200 metres from the petitioner's
existing submersible pump which will affect the
quantity of water available to the petitioner for his
agricultural purpose. The petitioner, therefor, raised
an objection before the concerned Station Manager
for granting connection to the respondent nos. 8 and
9. An electricity connection for operating a
submersible pump is dependent on compliance of
certain statutory formalities. One of such statutory
formality is a certificate being issued by the
Magistrate allowing the installation of submersible

pump. It is an admitted position as of now, WBSEDCL, has not given any connection to the respondent nos. 8 and 9 probably for the objection raised. The petitioner's apprehension, therefor, is premature. WBSEDCL, as a licensee, before granting connection will have to look into the compliance required to be made by the respondent nos. 8 and 9. The petitioner's objection, therefor, also be taken note of.

In the facts and circumstances as aforesaid, I find that no order is required to be passed in the present application.

Nothing remains further to be adjudicated in the writ petition and the same is accordingly disposed of without any order as to costs.

The disposal of this application will, however, not prevent the petitioner from pursuing his objection before the concerned Station Manager.

Since I have not called for any affidavits, the allegations contained in the writ petition are deemed to have not been admitted by the respondents.

Urgent photostat certified copy of this order, if applied for, is to be given to the parties upon compliance with the necessary formalities.

(Arindam Mukherjee, J.)