

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**103****CWP No.1137 of 2021 (O&M)
Decided on:18.01.2021**

Meera Bai

... Petitioner

Versus

Punjab State Power Corporation Limited and others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIAPresent: Mr. Bhupinder Kumar Gupta, Advocate
for the petitioner.(The proceedings are being conducted through video
conferencing, as per instructions.)**G.S. Sandhawal, J. (Oral)**

The present writ petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondent corporation to restore the electricity connection which has been disconnected by the Punjab State Power Corporation Limited.

The claim of the petitioner is that it had been done at the instance of the private respondent Nos.3 to 5 and in this regard a suit for permanent injunction is pending in Civil Court, Jalandhar against the said respondents. It has been further stated that she is a consumer as such as per the disconnection order itself dated 21.10.2020 (Annexure P-3).

This Court is of the opinion that since civil proceedings are already pending and the petitioner has an alternative efficacious remedy

to approach the Civil Court for the necessary relief. Jurisdiction of the Writ Court is not liable to be exercised in the facts and circumstances.

It is settled principle that Writ Court could not exercise its extra ordinary writ jurisdiction, once there is an alternative remedy available to the petitioner in view of the law laid down in **United Bank of India versus Satyawati Tondon, 2010 (8) SCC 110** and the writ petition would not be maintainable.

In such circumstances, the present writ petition is disposed of with liberty to the petitioner to seek her remedy before the Civil Court for the necessary relief.

18.01.2021
Parveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No