

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

**CWP No.10547 of 2021
Date of Decision:12.07.2021**

M/s Barnala Builders and Property consultants and anr.

...Petitioners

Versus

Punjab State Power Corporation Ltd. and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE LISA GILL

Present: - Mr.Aditya Grover, Advocate,
for the petitioners.

Mr.Sehajbir Singh, Advocate,
forrespondents No.1, 2 & 5.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

LISA GILL. J.

This matter is being taken up for hearing through video conferencing due to the outbreak of pandemic, COVID-19.

This petition has been filed seeking setting aside of provisional orders of assessment issued by respondents/PSPCL.

Learned counsel for respondents No.1, 2 & 5 submits that in fact three final orders of assessment have been passed, two of them are dated 27.2.2020 and one is dated 30.12.2019. Admittedly, said orders are appealable.

However, learned counsel for the petitioners submits that these orders were never received by the petitioners and appeal, if preferred by the petitioners now, would be barred by limitation. Reference is made to decision dated 18.6.2021 in CWP No.10669 of 2021 wherein the consumer has been allowed to file appeal within a particular period of time and it has been directed that the same would not be considered to be barred by limitation.

Learned counsel for respondents No.1, 2 & 5, at this stage, is unable to point out the manner of service of the abovesaid three orders of final assessment.

Keeping in view facts and circumstances as above, petitioners are relegated to avail the alternate efficacious remedy of appeal available to them.

In case appeal is preferred by the petitioners within two weeks from today, the same be adjudicated on merits and not be rejected merely on the ground of limitation.

Writ petition is disposed of accordingly.

(LISA GILL)
JUDGE

12.07.2021

Vivek

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No