

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14102 of 2022

Raju Kumar Son of Late Raghunath Sah Resident of Sahu Market, Kachhchi Pakki Road, Atardah, Police Station- Sadar, Muzaffarpur, Pin- 842002.

... .. Petitioner/s

Versus

1. The North Bihar Power Distribution Company Limited (NBPDCCL) Through its Managing Director, 3rd Floor, Vidyut Bhawan, Baily Road, Patna.
2. The Managing Director North Bihar Power Distribution Company Limited (NBPDCCL), 3rd Floor, Vidyut Bhawan, Baily Road, Patna.
3. The Chief Engineer North Bihar Power Distribution Company Limited (NBPDCCL), Vidyut Bhawan, Baily Road, Patna.
4. The Electrical Superintending Engineer Vidyut Anchal, Ramdayalu Nagar, Muzaffarpur.
5. The Electrical Executive Engineer (East) Vidyut Pramandal, Ramdayalu Nagar, Muzaffarpur.
6. The Assistant Electrical Engineer Vidyut Pramandal, Ramdayalu Nagar, Muzaffarpur.
7. The Junior Electrical Engineer Vidyut Pramandal, Ramdayalu Nagar, Muzaffarpur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Navendu Kumar, Advocate
For the Respondent/s	:	Mr.Vinay Kirti Singh, Sr. Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE S. KUMAR)

(The proceedings of the Court are being conducted through Video Conferencing and the Advocates joined the proceedings through Video Conferencing from their residence.)

Date : 30-09-2022

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

- (i) For quashing of the notice contained in letter bearing no. 410 dated 30.06.2022 under the signature of the

respondent Junior Electrical Engineer for addition of the electricity dues amount of the consumer no. 13410000983 in the account of the petitioner having consumer no. 134103915724 without having any basis particularly when the meter or the person having consumer no. 13410000983 has no connection with the petitioner or any of his family members.

- (ii) For quashing of the Electricity Bill dated 02.09.2022 issued by the respondent authorities by which the electricity dues amount of the consumer no. 13410000983 was added in the account of the petitioner having consumer no. 134103915724 without having any basis and the petitioner is being compelled to pay the entire amount under threat of disconnection of electricity connection by which the petitioner's cattle feed, Oil Expeller and flour mill is running and further a direction may kindly be issued to the concerned respondents to prepare a revised bill in accordance with the petitioner's electricity connection meter reading.
- (iii) For any such other order/ orders for which the petitioner is entitled.

After the matter was heard for some time, learned counsel for the petitioner, under instructions, states that petitioner shall be content if a direction is issued to the authority concerned i.e. **respondent no. 5, The Electrical Executive Engineer (East) Vidyut Pramandal, Ramdayalu Nagar, Muzaffarpur** or any of the statutory authority to consider and decide the representation which the petitioner shall be filing within a period of four weeks from today for redressal of the grievance(s).

Learned counsel for the respondents states that if such a representation is filed by the petitioner, the authority concerned shall consider and dispose it of expeditiously and preferably within a period of four months from the date of its filing along with a copy of this order.

Statement accepted and taken on record.

As such, petition stands disposed of in the following terms:-

(a) Petitioner shall approach the authority concerned within a period of four weeks from today by filing a representation for redressal of the grievance(s);

(b) The authority concerned shall consider and

dispose it of expeditiously by a reasoned and speaking order preferably within a period of four months from the date of its filing along with a copy of this order;

(c) Needless to add, while considering such representation, principles of natural justice shall be followed and due opportunity of hearing afforded to the parties;

(d) Also, opportunity to place on record all relevant materials/documents shall be granted to the parties;

(e) Equally, liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law;

(f) We are hopeful that as and when petitioner takes recourse to such remedies, as are otherwise available in law, before the appropriate forum, the same shall be dealt with, in accordance with law and with reasonable dispatch;

(g) Liberty reserved to the petitioner to approach the appropriate forum, if the need so arises subsequently on the same and subsequent cause of action;

(h) We have not expressed any opinion on merits. All issues are left open;

(i) The proceedings, shall be conducted through digital mode, unless the parties otherwise mutually agree to

meet in person i.e. physical mode;

The petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, stands disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Rajiv/veena-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	