

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.465 of 2022

Sanjay Kumar Son of Shri Yaduvendra Krishna Prasad Singh, Sitaram Bhavan, Vachaspati Nagar, Kumhrar, Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Energy Department, 3rd Secretariat, Harding Road, Patna.
2. The Electricity Ambudsman, Bihar Electricity Regulatory Commission, Vidyut Bhawan, Bailey Road, Patna.
3. The South Bihar Power Distribution Company Limited, through its Chairman, Vidyut Bhawan, Bailey Road, Patna.
4. The Managing Director, South Bihar Power Distribution Company Limited, Vidyut Bhawan, Bailey Road, Patna.
5. The General Manager, Revenue, South Bihar Power Distribution Company Limited, Vidyut Bhawan, Bailey Road, Patna.
6. The Electrical Executive Engineer, South Bihar Power Distribution Company Limited, Electricity Supply Division, Gay Ghat, Gulzarbagh, Near Kumhrar Railway Crossing, Patna.
7. The Assistant Electrical Engineer, Revenue, South Bihar Power Distribution Company Limited, Electricity Supply Division, Gay Ghat, Gulzarbagh Division, Near Kumhrar Railway Crossing, Patna.
8. The Sub-Divisional Officer, Revenue, South Bihar Power Distribution Company Limited, Electricity Supply Division, Gay Ghat, Gulzarbagh, Near Kumhrar Railway Crossing, Patna.
9. The Junior Engineer, South Bihar Power Distribution Company Limited, Electricity Supply Division, Gulzarbagh Division, Near Kumhrar, Railway Crossing, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Ajit Kumar, Advocate Mr. Nalin Ranjan, Advocate Mr. Gajendra Kumar Singh, Advocate
For the Respondent/s	:	Mr.Yogendra Pd. Sinha (Aag7) Mr. Rajeev Kumar Sinha, AC to AAG 7
For the SBPDCL	:	Mr. Vinay Kirti Singh, Sr. Advocate Mr. Vijay Kumar Verma, Advocate Mr. Akhileshwar Singh, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 21-03-2022

Heard learned counsel for the parties.

Petitioner has prayed for following reliefs:-

- (i) For issuance of an appropriate Writ, Order or Direction to the respondent-authorities for quashing the Order dated 31.7.2019,

passed by Learned Ombudsman, Bihar State Regulatory Commission, Patna in Appeal Case No.19 of 2018 whereby and whereunder the learned Ombudsman dismissed the Appeal and held that the petitioner is liable to pay bill raised by respondents as decided by C.G.R.F., Patna vide Order dated 20.1.2018 and further held that no direction can be issued U/S 56(1)(a) & (b) of the Electricity Act, 2003 and still further held that the disconnection of the Electric Connection of the petitioner done by the respondents is not illegal and finally confirmed the Order dated 20.1.18, passed by C.G.R.F., Patna in Case No.79/2017 in the following facts and circumstances of the case.

(ii) For any other relief or reliefs, the petitioner may be entitled in the facts and circumstances of the case.

On 08.03.2022, we have passed following order:-

“List this case on 21.03.2022 enabling learned counsel for the petitioner to obtain instructions as to by when a sum of Rs.2,49,241/- would be paid by the petitioner.”

Today, petitioner through learned counsel Shri Ajit Kumar states that petitioner is ready and willing to deposit a sum of Rs.2,49,241/- in equal instalments spread over a period of six months.

Petitioner reiterates the aforesaid statement by furnishing undertaking, through his counsel, of complying with the order.

Undertaking accepted and taken on record.

Consequence of breach thereof stands explained through the learned counsel.

This Court would not hesitate to not only initiate proceedings of contempt for violating such an undertaking, but also direct the authority to take appropriate action in accordance with law.

With the deposit of the entire amount, the respondent shall furnish a copy of bills to the petitioner.

Petition stands disposed of in the aforesaid terms.

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

(Sanjay Karol, CJ)

(S. Kumar, J)

Sanjay/-Ranjan

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	23.03.2022
Transmission Date	NA