

AD. 34.
May 12, 2022.
MNS.

WPA No. 7423 of 2022

Smt. Sushmita Ghosh and others
Vs.
The West Bengal State Electricity
Distribution Company Limited and others

Mr. Dyutiman Banerjee,
Ms. Poulami Chakraborty

...for the petitioners.

Mr. Amitabh Shuukla,
Mr. Prakash Chandra Pandey

...for the WBSEDCL.

Affidavit-of-service filed in Court today be kept
on record.

Learned counsel for the petitioners submits
that, flouting the relevant law and Rules, the
Distribution Licensee has installed a transformer
immediately adjacent to the boundary wall of the
petitioners' premises.

Learned counsel appearing for the Distribution
Licensee files a report, with a copy to the learned
Advocate appearing for the petitioners, which is kept
on record, and submits that no illegality was
committed by the Distribution Licensee. In fact, the
transformer was already installed in the same place,
overhead, which has now been shifted to the
underground at the same site.

As such, it is disputed that any illegality or fresh action has been taken by the Distribution Licensee to the detriment of the petitioners' interest.

However, since the petitioners have disputed such contention of the Distribution Licensee, WPA No. 7423 of 2022 is disposed of by granting the petitioners liberty to approach the concerned Magistrate with the objection as taken in the writ petition.

If so approached, the District Magistrate shall decide the issue upon hearing all the interested parties, including the petitioners and the Distribution Licensee, in accordance with law, as expeditiously as possible, preferably within two months from the date of reference by the petitioners to the District Magistrate.

There will be no order as to costs.

Urgent photostat certified copies of this order, if applied for, be made available to the parties upon compliance with the requisite formalities.

(Sabyasachi Bhattacharyya, J.)