

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

RA-RF-24-2022
IN RFA-2587-2018 (O&M)
Date of decision: 30.08.2022

Jeevan Goel

....Appellant

Versus

Punjab State Power Corporation Ltd. And another ..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sarthak Gupta, Advocate for the appellant

ANIL KSHETARPAL, J (Oral)

Review of order dated 12.05.2022 has been sought. This Court while deciding **Regular First Appeal No.445 of 2021, titled as “Punjab State Power Corporation Limited and another Vs. Kulwinder Singh, decided on 21.12.2021** has held that a Special Court constituted under the Electricity Act, 2003 is the Court of Sessions and hence, it has no jurisdiction to entertain a suit. Undoubtedly, Section 154 (5) of the Electricity Act, 2003 enables the Special Court to determine civil liability while deciding the criminal case, however, no independent suit can be filed. This Court has relied upon the judgment passed by the Hon'ble Supreme Court in **North Delhi Power Limited Vs. Devinder Singh and another, Civil Appeal No.20842 of 2017, decided on 04.12.2017.** Hence, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

30.08.2022

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE