

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

289

CWP-23923-2022
Date of Decision: 12.12.2022

NEETU BALA AND ANR.

... Petitioners

VERSUS

CHANDIGARH ADMINISTRATION AND ORS.

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Surjeet Singh Sodhi, Advocate
for the petitioner.

Mr. Tanmoy Gupta, Advocate and
Mr. Prateek Rathee, Advocate
for respondents No.1 to 3.

None for respondent No.4.

VINOD S. BHARDWAJ, J. (ORAL)

The present writ petition has been filed under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of Mandamus directing the respondent No.3 to install the electricity connections on all the three floors in the house No.1236, Sector-33-C, Chandigarh.

Perusal of office report shows that notices issued to respondents No.5 and 6 have not been received back either served or otherwise.

Learned counsel for the petitioner submits that he wishes to give up the respondents No.5 and 6.

Learned counsel of respondent No.1 to 3 contend that the respondents No.5 and 6 are the owners of the property, in whose name the temporary electricity connection was released.

Learned counsel for the petitioner, however, contends that since the said temporary electricity connection has already been uninstalled, therefore, there is no cause of action to implead the said respondents.

Prayer is accepted subject to all just exceptions. The name of respondents No.5 and 6 be deleted from the array of respondents in the present petition.

Learned counsel for respondents No.1 to 3 pray for some time to file reply. They, however, contend that the petitioner has not submitted the requisite documents in order to show that he is in lawful occupation/possession of the premises in question, so as to enable the respondent-Department to issue the electricity connection.

Learned counsel for the petitioner submits that he shall furnish all requisite documents with the respondent-Department within a period of one week from today.

Learned Counsel for the respondent-Department submits that in case the petitioner approaches the respondent-Department with an appropriate application alongwith all requisite documents as per requirements prescribed under the Electricity Act, 2003 and the Regulations framed thereunder, a decision shall be taken thereupon within a period of 30 days after granting the opportunity of hearing to the respective parties.

In view of the above statement, made by the learned counsel for the respondents-Department, learned counsel for the petitioner does not wish to press the instant petition at this stage.

Disposed of as not pressed.

The parties shall, however, remain bound by the respective statements made hereinabove.

12.12.2022
rajender

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No