

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

108

**CWP-24774-2022 (O&M)
Date of decision: 02.12.2022**

MALKIT SINGH

.....Petitioner

VERSUS

PUNJAB STATE POWER CORP LTD AND OTHERS

.....Respondents

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

Present:- Mr. H.C. Arora, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

CM-18973-CWP-2022

The instant application has been filed under Section 151 of the Code of Civil Procedure, 1908 seeking permission to place on record the accompanying documents as Annexures P-11 and P-12.

Application is allowed as prayed for and Annexures P-11 and P-12 are taken on record.

CWP-24774-2022

The instant petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of Mandamus directing the respondents No.1 to 3 for cancellation of the power connection granted by the respondent-PSPCL in favour of late Kamaljit Kaur-Mother of respondent No.4 which is alleged to have been released on the basis of fake jamabandi.

The issue in question as regards the release of electricity

connection and as to whether the documents in question furnished by late Kamaljit Kaur were forged or not is yet not established. The petitioner has placed reliance on the report dated 01.11.2022 submitted by the patwari as per which the land falling in Khasra No.9//22/2/12//7/10//2/2 is stated to be not under the ownership of Kamaljit Kaur. There is nothing on record on the basis whereof it can be averred as to whether the release of electricity connection to late Kamaljit Kaur was on the basis of the aforesaid jamabandi or on the strength of additional documents. The disputes relates to questions of fact that are not required to be gone into by the High Court in exercise of its powers of judicial review. The petitioner would be however at liberty to take recourse to the alternative remedy availble to him as per the Electricity law or as per the other applicable laws.

Disposed of with liberty as aforesaid.

(VINOD S. BHARDWAJ)
JUDGE

DECEMBER 02, 2022

Vishal sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No