

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.26296 of 2021

Date of Decision: 19.04.2022

Bed Kiran Singh and others

.....Petitioners

Vs

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Ashish Aggarwal, Sr. Advocate with
Mr. Mukul Aggarwal, Advocate
for the petitioners.

Mr. Vivek Chauhan, Addl. A.G., Haryana
for respondents No.1, 3 and 5.

Mr. Puneet Jindal, Sr. Advocate with
Mr. Amandeep Singh Meho, Advocate
for respondent No.2.

RAJ MOHAN SINGH, J.

[1]. This writ petition was also kept pending along with
CWP No.17595 of 2021 titled '**Rajesh Kumar and another vs.**
State of Haryana and others. Since the issue involved in the
present writ petition is dependent upon the decision in the
aforementioned case i.e. CWP No.17595 of 2021, therefore,
after hearing learned counsel for the parties, the order was kept
reserved in the present petition.

[2]. As per stand taken by respondent No.2, a meeting of 35th and 36th Standing Committee of Central Electricity Authority on Power System Planning of Northern Region held on 03.11.2014 and on 13.07.2015 for creation of transmission infrastructures in northern region States. In State of Haryana, the committee agreed for creation of new three 400 KV sub-stations i.e. at i) Kadarpur-Gurugram area; ii) Sohna Road in Gurugram area and iii) Prithla in Palwal area, as a part of Inter State Transmission System (ISTS) to meet the growing load demand in Sector 58 to 115 of Gurugram, Palwal and Naharpur area of Faridabad.

[3]. The aforesaid creation of transmission infrastructure is part of infrastructural project. The aforesaid three sub-stations are known by the same name irrespective of their locations. The work of creation of 400 KV sub-stations i.e. Kadarpur, Sohna Road and Prithla were awarded by Power Finance Consulting Limited (Bid process Co-ordinator) as part of Inter State Transmission System (ISTS) to Gurugram Palwal Transmission Limited (GPTL) on 17.09.2016. Accordingly the land for creation of aforesaid 400 KV sub-stations was finalized by M/s GPTL. The State Transmission Utility i.e. HVPNL was only required to develop the 220 KV down line network from such 400 KV sub-stations for evacuation of power. Necessary

approval was granted by the Whole Time Directors (WTD's) of HVPN vide reference dated 05.11.2018. The selection of site for construction of sub-station was not within the purview of HVPNL, rather the same was within the power and discretion of GPTL.

[4]. The issue as projected in the present writ petition needs to be answered in view of detailed judgment of even date passed in **CWP No.17595 of 2021** titled '**Rajesh Kumar and another vs. State of Haryana and others.**' This writ petition is also dismissed.

April 19, 2022

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No