

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.114

Civil Revision No. 5965 of 2022
Date of Decision: 16.12.2022

Gurmail Singh @ Gurmel Singh

.... Petitioner

Versus

PSPCL and others

... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Navjot Singh, Advocate
for the petitioner.

TRIBHUVAN DAHIYA, J. (ORAL)

This revision petition has been filed under Article 227 of the Constitution of India for setting aside the orders dated 13.09.2022 (Annexure P-1) passed by the trial Court and dated 10.10.2022 passed by lower appellate Court whereby an application (Annexure P-4) moved by the petitioner/plaintiff for restoration of electric connections to their tubewell, was dismissed.

2. A perusal of the record shows that the application was filed pleading that plaintiff was owner in possession of the property as well as of the tubewell. A dispute arose between the brothers and due to this reason, they approached PSPCL, i.e., the respondents/defendants No.1 to 3 for removal of the connection which was installed in the name of petitioner/plaintiff's father. The defendants have stated that the disconnection was done after due notice to the plaintiff and defendants No.4 and 5, and on their failure to apply for transfer of connection in the name of their father's heirs by submitting succession certificate, no objection certificate, etc.

3. Both the Courts below have concurrently held that there is neither any *prima facie* case in favour of the petitioner/plaintiff, nor any illegality on the part of the respondent/defendant in disconnecting the electricity connection.

4. Learned counsel for petitioner/plaintiff has not been able to show to this Court any irregularity or illegality on the part of the respondents/defendants in disconnecting the electricity connection. The application in question for restoration of the same was moved without even mentioning any provision of law. Learned counsel is not in a position to explain as to how such an application would lie for seeking restoration of the electric tubewell connection.

5. In view thereof, there is no ground to interfere with the impugned orders.

6. Petition stands dismissed.

7. Pending miscellaneous application(s), if any, stand disposed of as having been rendered infructuous.

(TRIBHUVAN DAHIYA)
JUDGE

16.12.2022
Maninder

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