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11.08.2023
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IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

W.P.A. No. 13348 of 2023

Dinesh Poddar
Vs.
CESC Limited & Ors.

Mr. Bidyut Kumar Halder,
Mr. Indranil Halder,
Ms. Neha Singh
...for the petitioner

Mr. Ram Chandra Guchhait
...for the CESC Limited

Affidavit-of-service filed in Court today be kept
on record.

It appears from the said affidavit of service
that the landlord/respondent has refused service.
The petitioner, claiming to be a tenant of the
property, sought electricity connection, which was
not given by the Calcutta Electric Supply
Corporation Limited (CESC Limited) due to
obstruction raised by the respondent
no.4/landlord.

Learned counsel for the CESC Limited
submits that the Licensee could not hold an
inspection for the purpose of ascertaining the
feasibility to give electricity connection to the

petitioner, due to resistance of the respondent no. 4 and his men and agents.

Since the landlord/respondent chooses not to appear, the writ petition is taken up for hearing *ex parte* in the absence of the said respondent.

W.P.A. No. 13348 of 2023 is allowed, directing the CESC Limited to hold an inspection within a week from date for the purpose of ascertaining whether it is feasible to give electricity connection to the petitioner at the premises, as applied for by the petitioner.

If it is so feasible, the CESC Limited shall immediately raise an estimate and issue an offer letter.

Upon compliance of all formalities by the petitioner, the CESC Limited shall give such connection to the petitioner within a week of such compliance of formalities.

At the instance, either of the inspection or while giving electricity connection, if any resistance is faced by the CESC personnel from the respondent no. 4 and/or his men and agents, it will be open to the said personnel to approach the respondent no. 3, that is, the Officer-in-Charge of the Parnasree Police Station for adequate police assistance.

The respondent no. 3 shall act on the written communication of the learned advocates of the parties and/or server copy of this order for granting such assistance, at the cost of the petitioner, on both such occasions.

If any padlock or other hindrance is put up by the respondent no. 4, the police personnel will be at liberty to remove the same for giving access to the CESC personnel for the purposes, as directed above.

There will be no order as to costs.

Urgent photostat certified copies of this order, if applied for, be made available to the parties upon compliance of all necessary formalities.

(Sabyasachi Bhattacharyya, J.)