



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.5010 OF 2018

M.S.E.D.C.L. O & M, through its Executive Engineer, Gondia .Vs. Guru Teg Bahadur Singh Rice
 Mill, Prop. Kamlesh Gulabwani and another

Office Notes, Office Memoranda of
 Coram, appearances, Court's Orders
 or directions and Registrar's order

Court's or Judge's Order

Shri A.M. Quazai, Advocate for petitioner.

CORAM : ANIL S. KILOR, J.

DATED : 02/11/2023

1. In view of the judgment of the Hon'ble Supreme Court of India in the case of *Assistant Engineer (D1) Vs. Rahamatullah Khan alias Rahamjulla*¹, wherein the Hon'ble Supreme Court of India has observed that, Section 56(2) of the Electricity Act, 2003, does not preclude the licensee company from raising a supplementary demand after the expiry of the limitation period of two years. It only restricts the right of the licensee to disconnect electricity supply due to non-payment of dues after the period of limitation of two years has expired, nor does it restrict other modes of recovery which may be initiated by the licensee company for recovery of a supplementary demand.

2. In the circumstances, the writ petition is **disposed of** with liberty to the petitioner to file appropriate proceeding before the appropriate forum as permissible under the law.

JUDGE