

2023:PHHC:114900

**104 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

RSA-758-1989 (O&M)

Date of decision: 01.09.2023

Punjab State Electricity Board and others

..Appellants

Versus

M/s Sanjeev Woolen Mills

.Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Naveen.S.Bhardwaj, Advocate for the appellants

Mr. Arjun Shukla, Advocate for the respondent

ANIL KSHETARPAL, J (Oral)

Learned counsel representing the respondent submits that the respondent (plaintiff) Firm is not working since 1999 and therefore, the prayer made by the plaintiff for grant of decree of permanent injunction restraining the defendants (appellants) from disconnecting the electricity has been rendered infructuous.

A perusal of the caption of the trial court judgment shows that the plaintiff has filed a suit for grant of decree of declaration that the order of the defendants to disconnect its electricity connection is illegal, void and arbitrary. Once the plaintiff has already surrendered the electricity connection and is not interested in continuing with the old electricity connection, there is no requirement to keep the matter pending.

Learned counsel representing the appellants submits that in view of the aforesaid statement, the appeal be disposed of.

Ordered accordingly.

All the pending miscellaneous applications, if any, are also disposed of.

01.09.2023
rekha
Whether speaking/reasoned :
Whether reportable :

Yes/No
Yes/No

(ANIL KSHETARPAL)
JUDGE