

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

203

CWP-3000-2017 (O&M).

Date of Decision: 18.04.2023.

KAHARNAM MEMORIAL EDUCATIONAL SOCIETY, BHUTTA
COLLEGE OF ENGINEERING AND TECHNOLOGY, VILLAGE
BHUTTA, DISTRICT LUDHIANA.

.. Petitioner

Versus

PUNJAB STATE POWER CORPORATION LIMITED AND
OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Brijesh Nandan, Advocate,
for the petitioner.

Mr. H.S. Ghuman, Advocate,
for the respondents.

VINOD S. BHARDWAJ, J. (ORAL)

The present writ petition had been filed for seeking quashing of the order dated 29.12.2016 (Annexure P-1) and the bill-cum-demand for the period of 04 years i.e. from August 2011 to August 2015).

Learned counsel appearing for the petitioner contends that the challenge to the bill had been raised on the ground that it spanned over a period of four years and was in conflict with Section 56 (2) of the Electricity Act, 2003. He, however, fairly concedes that the aforesaid challenge would not survive in light of the Hon'ble Division Bench judgment of this Court in the matter of **Baldeep Singh Vs. The Punjab State Power Corporation Limited and others, passed in LPA No.1509 of**

2018, decided on 01.02.2023. He further contends that the right of the respondent-Corporation to seek recovery of the amount within a period of 02 years from the date when such amount became due has been upheld by the Hon'ble Division bench. He, however, contends that the above said judgment of the Hon'ble Division Bench restrains the respondent-Corporation from taking coercive measures for effecting recovery of the period beyond 02 years.

Learned counsel appearing on behalf of the respondents also does not dispute the applicability of the aforesaid judgment of Hon'ble Division Bench to the facts of the present case as regards the proposition of law.

Accordingly, the present writ petition is disposed of in terms of judgment dated 01.02.2023 passed in LPA No.1509 of 2018 in the matter of Baldeep Singh Vs. The Punjab State Power Corporation Limited and others.

April 18, 2023
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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