

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

105

CWP-18526-2023 (O&M)  
Date of decision: 28.08.2023

M/S ATULAYA HEALTHCARE PRIVATE LIMITED AND  
ANOTHER

.....Petitioners

VERSUS

CHANDIGARH ADMINISTRATION AND OTHERS

.....Respondents

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

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Present:- Mr. Chetan Mittal, Advocate for with  
Mr. Himanshu Gupta, Advocate  
for the petitioner.

Mr. Aman Bahri, Addl. Standing Counsel with  
Mr. Shobit Phutela, Advocate  
for respondent-U.T. Chandigarh.

Mr. Puneet Bali, Sr. Advocate with  
Mr. Vipul Joshi, Advocate and  
Mr. Prashant Kumar Kapila, Advocate  
for Caveator-respondents No.5 and 6.

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**VINOD S. BHARDWAJ, J. (Oral)**

**CM-14286-CWP-2023**

Application is allowed for and Annexures P-27 to P-29 are  
taken on record.

**CWP-18526-2023**

Prayer in the present petition is for seeking issuance of  
directions to the respondents to release the electricity connection to the  
petitioner in terms of the law laid down by this Court in the judgment of

*“Mobin Ansari versus Punjab State Power Corporation Limited and others”* reported as 2023 (1) PLR 32.

Upon being confronted, learned counsel for the petitioner fairly concedes that there is an alternative efficacious remedy available to the petitioner for seeking redressal the above said grievance before the Consumer Grievances Redressal Forum under the Joint Electricity Regulatory Commission (Establishment of Forum for Redressal of Grievances of Consumers) Regulations, 2009 including the power to grant interim relief under Regulation 5 (9)(ii) as per the Electricity Act, 2003. He contends that he shall approach the Consumer Grievances Redressal Forum for redressal of his grievance and that respondent-CGRF may be directed to decide the application for interim relief in a time bound manner after affording opportunity of hearing to the concerned parties.

The aforesaid prayer made by the counsel for the petitioner is not opposed by the counsel appearing on behalf of respondent-U.T. Chandigarh as well as the Caveator. The Senior Counsel appearing on behalf of the Caveator, however, contends that he too must be heard by the CGRF on all objections including the maintainability of proceedings in light of the remedies exhausted.

In view of the aforesaid, the present petition is disposed of as withdrawn at this stage & without commenting on merits of the case, with liberty to the petitioner to approach the Consumer Grievances Redressal Forum as per the Joint Electricity Regulatory Commission (Establishment of Forum for Redressal of Grievances of Consumer), Regulations, 2009.

Needless to mention that in the event of the petitioner availing the aforesaid remedy alongwith an application for seeking interim relief, the same be decided expeditiously and preferably within a period of 03 working days, after granting an opportunity of hearing to the concerned parties who shall be at liberty to raise all issues.

The parties undertakes to appear before the CGRF within a period of three working days alongwith an appropriate petition and application.

Copy of the said petition shall be supplied to the counsel opposite by tomorrow itself.

The petition is accordingly disposed of.

(VINOD S. BHARDWAJ)  
JUDGE

AUGUST 28, 2023

*Vishal sharma*

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