

August 5, 2024
Sl. No.A 112
Court No.9
s.biswas

WPA 6547 of 2024

Anowar Hossain
vs.
The West Bengal State Electricity Distribution
Company Limited and others

Mr. Amitabh Shukla
Mr. Prakash Ch. Pandey

... for the WBSEDCL

The writ petition is disposed of with a direction upon the petitioner to file an appeal against the order of the RGRO along with an application for condonation of delay. Although, the Regulations prescribe a period of 20 days from the date of issuance of order of the RGRO, the Regulation do not bar condonation of delay. There is no provision that the ombudsman was not authorized to accept any appeal beyond the period of 20 days from the date of the order. No negative covenant is attached to such provision.

Under such circumstances, the writ petition is disposed of. Accordingly, the ombudsman shall hear the application for condonation of delay in accordance with law and if the authority finds that sufficient cause has been shown for condonation of delay, the appeal shall be entertained and disposed of. If the authority is of the view that the delay has

not been sufficiently explained, necessary order shall be passed and communicated to the petitioner.

Accordingly, the writ petition stands disposed of.

The order of the ombudsman date September 18, 2023 is set aside.

All the parties shall act on the basis of the server copy of the order.

(Shampa Sarkar, J.)