

June 28, 2024
Sl. No.38
Court No.9
s.biswas

WPA 9298 of 2024

Prahlad Bhui
vs.
West Bengal State Electricity Distribution
Company Limited and others

Mr. Ratul Deb Banerjee
Ms. Kuheli Gayen
Ms. Paramita Mondal
Ms. Suva Gayen

... for the petitioner

Mr. Srijan Nayak
Ms. Rituparna Maitra

... for the WBSEDCL

1. Affidavit of service is taken on record.

The petitioner complains of non-consideration of his prayer for compensation for the bodily injury sustained by him on account of electrocution. It is alleged that a live wire maintained by the distribution company, had caused such accident. The village of the petitioner is Kishoripur.

Mr. Nayak, learned advocate for the WBSEDCL, submits that the incident took place in 2015 and the writ petition has been filed in 2024. The petition should be dismissed on the ground of delay. The electricity distribution company cannot be held responsible for such incident.

The writ petition is disposed of without any opinion on the correctness of the contentions of the petitioner. The writ petition shall be treated as a representation of the petitioner and disposed of by the concerned authority in accordance with law.

The petitioner and the representative of Binpur Customer Care Centre shall also be heard at the time of disposal of the writ petition. A reasoned order shall be passed and communicated to the petitioner.

The entire exercise should be completed within a period of two months from the date of communication of this order.

Since no affidavit has been called for, allegations made in the writ petition are deemed to be denied by the distribution company. The distribution company shall be entitled to put forward their version before the appropriate authority along with documents.

7. All parties are directed to act on the basis of the server copy of the order.

(Shampa Sarkar, J.)