

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-60-2024(O&M)
Date of decision: 06.03.2024

Puneet Sharma and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON’BLE MR. JUSTICE ARUN PALLI
HON’BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Ms. Neha Shukla, Advocate, for the petitioners.
Mr. Gurminder Singh, Advocate General, Punjab, with
Mr. M.S. Longia, Advocate (PSPCL), and
Mr. Jatinder Singh Gill, Advocate (GMADA).
Mr. Sunil Chadha, Sr. Advocate with
Mr. Akshay Chadha, Advocate and
Mr. Navjot Singh and Ms. Tanvi Dhull, Advocates,
for respondent No.6.

ARUN PALLI, J. (Oral)

A mandamus is prayed for, commanding respondents No.4 & 5 for restoration of electricity supply by providing temporary connections, which purported to have been illegally and unlawfully disconnected on 15.12.2023, owing to pending dues against the Developer (respondent No.6).

On February 12, 2024, this Court had passed the following order:

“The affidavits dated 05.02.2024, filed on behalf of the respondent(s)-M/s Bajwa Developers Limited (in CWP-16580-2021 & CWP-8941-2022) are taken on record. Copy supplied.

Learned Advocate General, Punjab submits that creating a permanent infrastructure inclusive of transformers, cables and other equipment, to supply power/electricity to the houses of the petitioners, would cost approximately Rs.18,50,000/-. Besides, pending dues amounting to Rs.4,67,686/-. He submits the day the

petitioners deposit the requisite amount, the Corporation would initiate the necessary operations, and shall make every endeavour to execute the works within 1½ months from its commencement.

Learned counsel for the petitioners pray for a short accommodation to deliberate upon the proposal made by learned Advocate General. It is submitted that in case the petitioners find the proposal viable, they will furnish a specific affidavit in this regard and shall also indicate the mode of payment, and the specific time-frame within which the cost of creating the entire network, as indicated above, would be remitted.

As prayed, adjourned to 27.02.2024.

A photocopy of this order be placed on the files of other connected cases.”

The affidavit by the President of Resident Welfare Association T-Block, dated 27.02.2024, on behalf of the petitioners, has been filed and the same is taken on record (CM-3806-CWP-2024).

As is discernible from the order referred to above, considering the limited issue involved for consideration, we had requested the learned Advocate General, Punjab to intervene in the matter. And explore, if the lis between the parties could be amicably resolved.

Today, at the outset, he submits that a demand draft for Rs.4,67,000/-, dated 06.03.2024 (No.002785), has since been handed over by learned Senior counsel for the Developer (respondent No.6) to the counsel appearing for the respondent-PSPCL. Further, the petitioners, who are the residents of Block T, Sector 123, New Sunny Enclave, Kharar, SAS Nagar (Mohali), and as undertaken in the affidavit that has been filed on their behalf (CM-3806-CWP-2024), shall deposit Rs.9,00,000/- with the respondent-

authorities by way of a demand draft within 24 hours. And the balance amount (Rs.9,50,000/-) would be deposited by the petitioners on or before March 29, 2024. Whereafter, the respondent-authorities would initiate the process to create a permanent infrastructure for supply of power/electricity to the houses of the petitioners. And the entire process shall be completed within a period of 45 days from the date of receipt of the balance consideration. However, the power/electricity supply to the houses of the petitioners shall be restored forthwith. But, in the event of even a single default, as agreed by learned counsel for the parties, the petitioners would not be entitled to any further indulgence as also the concession that has been extended by the respondent-authorities. Nor any application for extension of time to remit the amount indicated above shall be entertained.

Accordingly, in the wake of the position sketched out above, learned counsel for the parties submits that nothing substantive survives in the petition and the same be disposed of as having been rendered infructuous.

Ordered accordingly.

(Arun Palli)
Judge

(Vikram Aggarwal)
Judge

06.03.2024
Rajan

Whether speaking / reasoned:
Whether Reportable:

YES/NO
YES/NO