

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

116

CWP-4214-2024
Date of Decision: 23.02.2024

KULDEEP SINGH

... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

... Respondents

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

Present: None for the petitioner.

Mr. Shiv Singh, Asstt. Lineman in person
on behalf of the respondents.

VINOD S. BHARDWAJ, J. (ORAL)

Present petition has been filed for seeking directions to the respondents No.2 to 6 to decide the representation dated 08.12.2023 (Annexure P-2) within a stipulated time frame.

It has been averred in the writ petition that the petitioner had shifted to Canada in the year 2015 and had settled there alongwith his wife and kids and that whenever he used to visit India, he used to give money to his brother Mander Singh and father Malkit Singh for purchasing land in his name. It is also averred that when the petitioner took possession of the land transferred by his father in his name, he found that there is no source of tubewell for the purpose of irrigating the said land; whereas the land which stands in the name of father of the petitioner is having two tubewell motor connections bearing No.AP29-306 and AP29-299. Both the said electric connections are in working condition. It is further averred in the writ petition that the petitioner requested his father to transfer one connection in his name so that the proper arrangements

for irrigating the land can be made; whereupon the father and brother of the petitioner entered into an agreement on 07.10.2019 agreeing to transfer one motor connection in the name of the petitioner.

It is further averred in the petition that on account of outbreak of COVID-19 pandemic, the matter could not be pursued. He has, thereafter, submitted an application with the respondent-PSPCL for transferring the said tubewell connection in his name. Even though, the said application has been down marked by respondent No.3 to respondent No.4, however, no action has been taken thereupon till date. It has been further averred in the petition that as on the date even though there is not even a single marla of land in the name of the petitioner's father, however, there are two electricity connections that have been released in the name of petitioner's father.

It is evident from a perusal of the same that the issue in question relates to transfer of tubewell motor connection. Invariably, such a dispute is amenable to the dispute redressal mechanism prescribed under Section 42(5) of The Electricity Act, 2003.

Mr. Shiv Singh, Asstt. Lineman appears on behalf of the respondents-PSPCL and contends that in the event of the petitioner approaching the Consumer Grievances Redressal Forum for seeking such a transfer alongwith all supporting document, an appropriate decision shall be taken thereupon.

The present petition is disposed of accordingly without commenting on the merits of the case with liberty to the petitioner to file an appropriate application/petition before the Consumer Grievances Redressal Forum. In the event of any such application/petition being filed by the petitioner

alongwith all supportive documents, the Consumer Grievance Redressal Forum shall take an expeditious decision thereupon and preferably within a period of four months from the date of receipt of such application/petition, after granting an opportunity of hearing to the respective parties.

Petition stands disposed of accordingly.

FEBRUARY 23, 2024
rajender

(VINOD S. BHARDWAJ)
JUDGE

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