

2024:PHHC:053302
**108 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

RSA-2784-1994 (O&M)
Date of decision: 20.04.2024

Executive Engineer, PSEB and another
....Appellants

Versus

Sat Pal and another
..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Dhruv Walia, Advocate for the appellants

Mr.Abhishek Kaushik, Advocate for
Mr. V.K.Jindal, Advocate for the respondents

ANIL KSHETARPAL, J (Oral)

1. In this Regular Second Appeal, the concurrent findings of fact arrived at by the courts below, while decreeing the plaintiff's suit restraining the defendants from recovering the amount of Rs.58,032/- on account of alleged theft of energy, decreed by both the courts below, has been challenged. It has been found that the plaintiffs have not produced the report of the meter testing laboratory or the electricity consumption meter, which is alleged to have been tampered with. It has been found by both the courts below that the defendants (appellants) failed to substantiate their plea that the plaintiffs had tampered with the electricity consumption meter.

2. Heard the learned counsel representing the parties at length and with their able assistance perused the paperbook.

3. Learned counsel representing the appellants failed to draw the attention of the Court to any substantive error in the judgments

passed by the courts below arising from mis-reading or non-reading of evidence.

4. Keeping in view the aforesaid facts, no ground to interfere is made out.
5. Hence, dismissed.
6. All the pending miscellaneous applications, if any, are also disposed of.

20.04.2024
rekha
Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE