

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

125

CWP-6453-2024 (O&M)
Date of decision: 18.03.2024

Gurbhej Singh

...Petitioner

VERSUS

State of Punjab and others

...Respondents

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

Present :- Mr. Amit Gupta, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

1. Prayer in the present petition is for quashing of the order dated 16.01.2024 passed by respondent No.3-The Sub-Divisional Officer, PSPCL, whereby the electricity supply to the premises in question against electric meter bearing No. GF44-1658H, ME 1168/939 has been disconnected on an application moved by respondent No.5-Sardool Singh.
2. Learned counsel for the petitioner contends that the petitioner is a tenant in the premises of respondent No.5 and that the proceedings under the Punjab Public Premises and Land (Eviction and Rent Recovery) Act, 1973 are already pending. The respondent-Distribution Licensee however disconnected the electricity supply to the premises on an application submitted by respondent No.5 which is illegal and cannot be permitted.
3. It is not in dispute that the proceedings are already pending

before the Civil Judge (Jr. Divn.) Gurdaspur in a suit of permanent injunction instituted by the petitioner.

4. Taking into consideration that the petitioner has already approached the Civil Court by way of filing of a suit for permanent injunction restraining respondent No.5-Sardool Singh from interfering in the peaceful possession, there is no reason as to why the present writ petition for a separate grievance ought to be filed. All grievances are required to be agitated in a process that has already been instituted.

5. Faced with the situation, learned counsel for the petitioner seeks withdrawal of the present writ petition so as to pursue the alternative efficacious remedies available to him in accordance with law.

6. Disposed of as withdrawn with the liberty as aforesaid.

(VINOD S. BHARDWAJ)
JUDGE

18.03.2024

Mangal Singh

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