



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CM-5282-CWP-2024 in/and
CWP-9369-2019
Date of decision: 24.05.2024

DIAL SINGHPetitioner

VERSUS

PUNJAB STATE ELECTRICITY BOARD NOW PUNJAB STATE
POWER CORPORATION LIMITED AND OTHERS

.....Respondents

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

Present:- Ms. Satwinder Kaur, Advocate
for the petitioner.

Mr. Alok Mittal, Advocate
for the respondent-PSPCL.

VINOD S. BHARDWAJ, J. (Oral)

CM-5282-CWP-2024

In compliance to the order dated 05.04.2024, a cost of
Rs. 2500/- has been deposited with *“Social Welfare Fund Committee
of Bar Clerks Association, Punjab & Haryana High Court,
Chandigarh.*

In view of the above and the reasons mentioned in the
application, the same is allowed and the main case is restored at its
original number and the same is taken up on Board today itself.

CWP-9369-2019

Challenge in the present writ petition is to the order passed



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by the Special Court under the Electricity Act, 2003, Moga dated 08.01.2019 as well as to the provisional notice No. 2284 dated 14.10.2009 regarding electricity connection.

A preliminary objection has been raised by the Counsel appearing on behalf of the respondent-PSPCL that since the challenge is to the order passed by the Special Court constituted under Section 154 , the said orders are appealable under Section 156 of the Electricity Act, 2003 and therefore the writ petition would not be maintainable.

Faced with the above, Counsel appearing on behalf of the petitioner seeks withdrawal of the present writ petition so as to take recourse to an appropriate remedy as prescribed under the Statute.

The above said prayer is not opposed by the counsel appearing on behalf of respondent-PSPCL.

Disposed of as withdrawn with liberty as aforesaid.

Needless to mention that in the event of the petitioner taking recourse to the statutory remedy available in accordance with law, the period during which the petitioner has pursued the present remedy shall be taken into consideration for computing limitation.

**(VINOD S. BHARDWAJ)
JUDGE**

MAY 24, 2024
Vishal sharma

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