



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

113

CWP-12556-2024 (O&M)
Date of decision: 27.05.2024

Anil Sehgal

...Petitioner

VERSUS

Permanent Lok Adalat (Public Utility Services), Ludhiana, and others

...Respondents

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

Present :- Mr. Saurabh Arora, Advocate for the petitioner
Legal Aid Counsel.

Mr. Sushank Puri, Advocate
for respondents No.2 and 3-PSPCL.

VINOD S. BHARDWAJ, J. (Oral)

1. Challenge in the present petition is to the order dated 19.12.2023 passed by respondent No.1-Permanent Lok Adalat (Public Utility Services), Ludhiana, whereby, the proceedings initiated in application bearing No.729 dated 15.06.2023, has been terminated keeping into consideration that the civil litigation is pending amongst the parties and the question of possession is disputed and such question would require adjudication by lengthy evidence and the same cannot be ascertained summarily.

2. Learned counsel for the applicant-petitioner does not dispute that civil proceedings are pending amongst the parties, he however contends



that the suit was decreed in favour of his father and that the other party has already preferred an appeal before the District Judge, Ludhiana. He submits that status quo has been ordered to be maintained.

3. Learned counsel appearing on behalf of respondents No.2 and 3-PSPCL, contends that the PSPCL has difficulty in accepting the application for release of connection only because of the factum that the possession has not been established and even the Permanent Lok Adalat (Public Utility Services), Ludhiana, recorded that such issue can only be decided by the Civil Court. Since the proceedings are pending before the Appellate Court, the petitioner should, if so advised, move an appropriate application before the Appellate Court where the matter is sub-judiced so as to seek appropriate orders.

4. As the factual aspect regarding pendency of the civil litigation and the interim order of status quo as regards possession is not disputed, I do not find any illegality and perversity in the decision of the Permanent Lok Adalat (Public Utility Services), Ludhiana, in terminating the proceedings and leading the parties to pursue their remedies in the ongoing civil dispute amongst them before the Civil Court.

5. The present writ petition is accordingly **disposed of** as not pressed at this stage with liberty to the petitioner to pursue his remedies in accordance with law.

(VINOD S. BHARDWAJ)
JUDGE

27.05.2024

Mangal Singh

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