



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

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CWP-13143-2024

Date of decision: 29.05.2024

RAM NARAYAN

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Mr. Sanjay Ghalawat, Advocate
for the petitioner.

Mr. Vivek Saini, Addl. Advocate
for respondents No. 2 and 3-UHBVNL.

VINOD S. BHARDWAJ, J. (Oral)

Challenge in the present writ petition is to the notices dated 02.02.2024 (Annexure P-4) and 06.02.2024 (Annexure P-6) whereby the petitioner has been asked to produce the 'No Objection Certificate' from other co-sharers which is stated to be illegal, arbitrary and in complete derogation of law laid by this Court. Challenge is also raised to the order dated 27.03.2024 passed by the Consumer Grievances Redressal Forum for want of proper exercise of jurisdiction and the order being in violation of the HERC Notification dated 24.01.2020.

It is not disputed by the Counsel for the petitioner that a remedy to challenge the above said order passed by the Consumer Grievances Redressal Forum is available under Section 42 (7) of the

Electricity Act, 2003 before the Electricity Ombudsman, however, it is submitted that the copy of the order passed by CGRF was not supplied to him as a result whereof, the appeal could not be preferred within a period of 30 days.

I find that the same cannot be accepted as a reason for bypassing the statutory remedy which is already available to the petitioner. The statutory remedy prescribed under the law has to be first exhausted. There is nothing on record that the Electricity Ombudsman has refused to exercise the jurisdiction on account of any delay or is refused to condone the delay for the reasons that are stated by the petitioner.

In view of the above, Counsel for the petitioner does not press the instant writ petition at this stage so as to take recourse to his alternative remedies prescribed under the Electricity Act, 2003.

Disposed of as withdrawn with liberty as aforesaid.

(VINOD S. BHARDWAJ)
JUDGE

MAY 29, 2024
Vishal sharma

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