

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210

CWP-23508-2016 (O&M)
Date of decision: 24.04.2024

Surender Singh ...Petitioner

VERSUS

Dakshin Haryana Bijli Vitran Nigam Ltd., Rewari and others ..Respondents

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

Present :- Mr. Mukesh Kumar Verma, Advocate for the petitioner.

Mr. R.S. Longia, Advocate for respondents No.1 and 2.

VINOD S. BHARDWAJ, J. (Oral)

CM-9475-CWP-2018

Application is allowed as prayed for subject to all just exceptions.

Main case:

1. Challenge in the present petition is to the award dated 01.08.2016 passed by respondent No.3-Permanent Lok Adalat (Public Utility Services), Rewari.
2. The matter was came up for preliminary hearing on 15.11.2016, when the following order was passed:-

“Learned counsel for the petitioner has submitted that on 25.7.2016, the case of the petitioner was adjourned to 29.8.2016 by the Permanent Lok Adalat, Rewari, however, decision on the application filed under Section 22 C of the

Legal Services Authorities Act, 1987 was already taken on 01.08.2016.

Notice of motion for 09.12.2016.”.

3. Learned counsel for the petitioner has referred various *zimni* orders including the order passed on 25.07.2016 as per which the case was adjourned for arguments to 29.08.2016 but the award in question has been passed on 01.08.2016.

4. Learned counsel appearing on behalf of respondents No.1 and 2 is not in a position to controvert the above-said *zimni* order that have been appended with the present petition.

5. Without proceedings any further in the matter and commenting on the merits of the present case, the present petition is allowed. The award dated 01.08.2016 passed by respondent No.3-Permanent Lok Adalat (Public Utility Services), Rewari, is set aside. The matter is remanded to the Permanent Lok Adalat (Public Utility Services), Rewari, for fresh adjudication after granting opportunity of hearing to the parties.

6. The parties shall appear before the Permanent Lok Adalat (Public Utility Services), Rewari, on 20.05.2024, thereafter the further proceedings shall be undertaken in accordance with law.

7. The pending civil misc. application, if any, stands disposed of.

(VINOD S. BHARDWAJ)
JUDGE

24.04.2024

Mangal Singh

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