

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

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**2024:PHHC:018445
CWP-874-2017 (O&M).
Date of Decision: 07.02.2024.**

M/S DAIRY CHEM CORPORATION

..Petitioner(s)

VERSUS

DAKSHIN HARYANA BIJLI VITRAN NIGAM AND ANOTHER

.. Respondent(s)

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

PRESENT Mr. Aditya Jain, Advocate, for
Mr. Rahul Vohra, Advocate, for the petitioner.

Mr. Sushant Sharma, Advocate, for
Mr. Deepak Balyan, Advocate, for the respondents.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present writ petition was for seeking directions to the respondent to comply with the order dated 01.12.2014 passed by the Appellate Authority and also to quash the Show Cause Notice bearing Memo No.3626 dated 04.08.2016 passed by the respondents.

Written statement had been filed through Jai Parkash Dahiya, Executive Engineer, City OP Division, DHBVN, Gurugram, wherein it has been specifically averred in paragraph No.3 of the preliminary objections that the order passed by the Appellate Authority-cum-Superintendent Engineer, Transmission, Circle HVPN, Gurugram, on 09.12.2014 has been complied with by the office and a sum of Rs.13,64,014/- has already been adjusted in the energy bill of the consumer bearing Account No.9921260000 in the name of M/s Indico Engineering.

Learned counsel for the petitioner, however, contends that he has no instructions as regards the above said adjustment and that no document in support thereof has been supplied to the petitioner. It remains uncontroverted that even though the above said written statement had been filed by the respondent-distribution licensee on 30.05.2018, however, no rejoinder or counter affidavit disputing the above said claim has been filed by the petitioner. Hence, the above said averment regarding compliance of the order dated 09.12.2014 and adjustment already given in the energy bills remains undisputed.

The present writ petition is accordingly disposed of as having been rendered infructuous.

February 07, 2024.

raj arora

(VINOD S. BHARDWAJ)

JUDGE

Whether speaking / reasoned : Yes / No

Whether reportable : Yes / No