

2024:PHHC:111393



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

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CWP-21152-2024

Date of decision: 29.08.2024

INDUS TOWERS LTD

.....Petitioner

VERSUS

DAKSHIN HARYANA BIJLI VITRAN NIGAM LTD AND OTHERS

.....Respondents

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

Present:- Mr. Vishal Gupta, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

Challenge in the present writ petition is to the assessment order issued vide Office Order No. 146 dated 30.05.2024 whereby a sum of Rs. 11,64,637/- has been demanded from the petitioner under Section 135 (1-A) of the Electricity Act, 2003 including compounding charges in respect of Account No. RT-21/0190 (Category NDS) at Village Durgapur, Tehsil and District Palwal.

Learned counsel appearing on behalf of the petitioner contends that pursuant to the order dated 16.01.2024 passed in CWP 8765-2017 titled as “Indus Towers Ltd. versus DHBVNL and others”, Office Order No. 146 dated 30.05.2024 has been passed by the respondent-authorities and that they have assessed the loss under Section 135 (1-A) to the tune of Rs. 10,59,637 and Rs. 1,05,000/- has



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been assessed as compounding charges payable under Section 152 of the Electricity Act, 2003. He contends that the petitioner is ready and willing to deposit the above said assessment alongwith the compounding charges as determined in Memo No. 146 dated 30.05.2024 within a period of four weeks from today.

In view of the aforesaid undertaking given by the Counsel for the petitioner to deposit the amount as assessed, let the offence be compounded and the electricity supply be restored in favour of the petitioner on deposit of the assessed amount as well as on payment of compoundable charges.

Mr. Vivek Saini, Advocate appearing on behalf of respondents No.1 to 4-Distribution Licensee (through Video Conferencing) has no objection to the same.

The present writ petition is accordingly disposed of in terms of the statement made by the Counsel for the petitioner. The petitioner shall remain bound by the aforesaid statement.

(VINOD S. BHARDWAJ)
JUDGE

AUGUST 29, 2024
Vishal sharma

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