



114

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

RSA-1090-2021 (O&M)

Date of Decision : 10.09.2025

RAJEEV KUMAR

.... Appellant

VERSUS

DHBVNL AND ORS

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : Mr. Gulshan Nandwani, Advocate for the appellant.

ALKA SARIN, J. (ORAL)

1. The plaintiff-appellant in the present regular second appeal is challenging the judgments and decrees passed by the Trial Court and the First Appellate Court whereby his civil suit and first appeal were dismissed.
2. The question of law involved in the present appeal as to whether jurisdiction of the Civil Court is barred in view of Section 145 of the Electricity Act, 2003 has since been decided by the Hon'ble Division Bench of this Court in **RSA-4181-2016** titled as **Mahesh Kumar Versus Sub Divisional Officer & Anr.** vide judgment dated 14.05.2025.
3. Faced with the same, learned counsel for the plaintiff-appellant seeks permission to withdraw the present appeal as well as his civil suit itself with liberty to avail the remedies as available in law.
4. Dismissed as withdrawn with liberty aforesaid.
5. It is made clear that any evidence recorded/observations made in the impugned judgments and decrees would not operate as *res judicata* in any

subsequent proceedings initiated by the plaintiff-appellant. Pending applications, if any, also stands disposed off.

10.09.2025

Aman Jain

(ALKA SARIN)

JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: Yes/No