

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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2025:PHHC:092927



RSA No. 2632 of 2019 (O&M)  
DECIDED ON: 25<sup>th</sup> July, 2025

S.D.O. “Op” Sub Division UHBVNL, Indri District Karnal.

.....Appellant

VERSUS

Hisam Singh

.....Respondent

CORAM: HON'BLE MS. JUSTICE **NIDHI GUPTA.**

Present: Mr. Kewal Krishan, Advocate  
for Mr. S.K. Mahajan, Advocate for appellant.

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**NIDHI GUPTA., J (ORAL)**

1. The appellant/defendant has filed the present appeal against the concurrent findings of the learned Courts below whereby the suit filed by the respondent/plaintiff for declaration and permanent injunction has been decreed.

2. At the very outset, learned counsel for the appellant submits that 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 vs. Sub Divisional Officer and Another**’vide judgment dated 14.05.2025.

3. In view of the above, the present second appeal is allowed, and the suit filed by the respondent-plaintiff stands dismissed on the ground of jurisdiction. However, the respondent-plaintiff is at liberty to take recourse to the appropriate remedy as available, in accordance with law.

4.           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 respondent-plaintiff.
5.           Pending application(s), if any, shall stands disposed of.

**25<sup>th</sup> July, 2025**  
*reema*

**(NIDHI GUPTA)**  
**JUDGE**

|                                  |            |
|----------------------------------|------------|
| <i>Whether speaking/reasoned</i> | <i>Yes</i> |
| Whether reportable               | No         |