



RSA-5758-2015 (O&M)

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

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RSA-5758-2015 (O&M)

Date of decision :08.09.2025

DARSHANA DEVI

... APPELLANT

VERSUS

UHBVNL JIND

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE PARMOD GOYAL

Present: Mr. Vineet Dhanda, Advocate
for the appellant.

Mr. Prateek Gupta, Advocate
for the respondent.

PARMOD GOYAL, J. (ORAL)

The plaintiff-appellant by way of present Regular Second Appeal, is challenging the judgment and decree dated 28.08.2015 passed by the Court of learned Additional District and Sessions Judge, Jind, whereby the appeal filed by the defendant-respondent was allowed by setting-aside the judgment and decree dated 20.11.2014 passed by the Court of learned Additional Civil Judge (Senior Division), Jind, vide which the suit for declaration filed by the plaintiff-appellant was decreed.

2. At the outset, learned counsel for the appellant has fairly submitted 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 No.4181 of 2016, titled as '*Mahesh Kumar Vs. Sub Divisional Officer and*



another’ vide judgment dated 14.05.2025.

- 3. Learned counsel for the respondent also relies on the above-noted judgment.
- 4. In view thereof, the present appeal is dismissed. However, the plaintiff-appellant would have the liberty to avail the remedies as available in law.
- 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 in accordance with law.
- 6. Pending applications, if any, also stands disposed off.

08.09.2025
manoj

(PARMOD GOYAL)
JUDGE

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