20.11.2026
Ct. No. 652
D/L. 4
SM

WPA 30441 of 2026
Subhasis Mondal
Versus
Calcutta Electric Supply Corporation Limited & Ors.

Mr. Santu Nandy.
.....for the Petitioner.
Ms. Oindrila Ghosal.
.....for the CESC Ltd.
Mrs. Aparna Banerjee, ld. AGP
Mrs. Sudipa Banerjee, JGA
Mrs. Subhamita Ghosh
.....for the State

1. In the instant petition the petitioner has prayed for redress of his grievance about the alleged inaction of the respondent authority, to grant him new electricity connection, at the premises said to have been purchased jointly by the petitioner, with his brother.

2. Learned advocate for the petitioner relies on the sale deed dated April, 12, 2010. He informs that the "Kha" Schedule property has been purchased by the petitioner along with his brother, to which the petitioner is entitled to be granted with a new electricity connection, being the owner thereof.

3. Ms. Oindrila Ghosal learned advocate appearing for the respondent/CESC submits that twice the respondent has attempted inspection of the premises, but was resisted by the private respondent over there, who also is a resident of the subject premises. That, due to objection and resistance by

the private respondent, neither inspection could be held nor connection be given in the said premises.

4. It is further submitted that the petitioner is yet to install MCB at the meter board, facilitating installation of a meter and grant of connection. She has further submitted that CESC authority would only be able to proceed in granting electricity connection to the petitioner, if they can access the meter board freely.

5. In spite of service, none appears for the private respondents. It appears that the private respondent who is the occupant of the ground floor of the subject building, has put forth objection restraining access of the CESC personnel to the meter board, objecting to and obstructing inspection as well as grant of new electricity connection at the petitioner's premises, at first floor.

6. However, as per the settled law, being the owner and in occupation of the subject property, the petitioner would have indefeasible right of grant of electricity connection to the premises which he owns and occupies. The writ petitioner's ownership and possession over the subject property is not in dispute in the instant case.

7. In such circumstances, let this writ petition be disposed of by directing CESC authority to conduct inspection over the suit premises. For this purpose, if the authority finds the meter board of the premises

inaccessible, for the reason of resistance put forth by the private respondent, it shall be authorized to seek police help to break up the padlock over the meter board, if any, by the police, at the cost of the petitioner.

8. Let the respondent authority, after completion of inspection take all appropriate steps for grant of electricity connection to the petitioner subject to technical feasibility and installation of MCB by the petitioner and also compliance of other formalities including payment of charges by him.

9. If necessary the petitioner shall also be at liberty to seek help of police for installation of MCB over the meter board. For both the purposes the respondent no. 4 is directed to extend adequate help and assistance when sought for.

10. The entire exercise as above should be concluded by the respondent authority within a period of two weeks from the date of service of copy of this order.

11. All parties shall act on the basis of server copy of this order duly downloaded from the official website of this Court.

12. Urgent Photostat certified copies of this order, if applied for, be given to the parties upon compliance of all necessary formalities.

(Rai Chattopadhyay, J.)