

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

2026.PHHC.040861-DB



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LPA-399-2025 (O&M)

Date of Decision: 16.03.2026

A ONE ENTERPRISES

...Appellant

Versus

PUNJAB STATE POWER CORPORATION LTD. ANR.

...Respondents

**CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA
HON'BLE MRS. JUSTICE SUKHVINDER KAUR**

Present: Mr. Manu K. Bhandari, Advocate and
Mr. Arjun Sawhni, Advocate, for the appellant.

Mr. T.S. Sidhu, Advocate, for respondent-PSPCL.

ANOOP CHITKARA, J. (Oral)

Challenging the judgment dated 15.01.2025 passed in CWP No.18250 of 2024 and order dated 04.02.2026 passed in RA-CW-53-2025 passed by learned Single Bench, appellant has come before this Court by filing present Letters Patent Appeal.

2 The limited grievance of the appellant from the order passed by learned Single Bench is that although the matter was relegated but it was relegated to the Appellate Authority and not to the Assessing Authority, under Section 126 of the Electricity Act, 2023.

3 Counsel for the appellant submits that notice was issued for unauthorized usage but then such assessment had to be made as per conditions of Section 126 of Electricity Act, 2023. He submits that they had prepared reply on 10.05.2024, however filed reply on 13.05.2024, as 10.05.2024 was holiday on account of Bhagwan Shree Parshuram Jayanti. However, as per the order, the hearing had taken place on 10.05.2024, which was a Gazetted holiday on account of Bhagwan Shree Parshuram Jayanti which is totally wrong. As such, the hearing was only shown to have been done on the papers and if once it was a Gazetted holiday, then the question of working of utility which is public

sector utility does not arise and it was reason to believe for the appellant not be heard as it was on holiday.

4 Counsel for the Utility submits that there is no illegality in the order passed by the learned Single Bench.

5 After hearing learned counsel for the parties and analysing the record, we are convinced that end of justice would only be met if a fair hearing is given to the appellant by remanding the matter to the Assessing Authority, under Section 126 of the Electricity Act, 2023.

6 Given above, matter is remanded back to the Assessing Authority, under Section 126 of Electricity Act, 2023, to proceed afresh from the stage of past reply. Order of learned Single Judge is modified to the extent that matter is relegated to the Assessing Authority instead of Appellate Authority. It is further clarified that the appellant shall not seek a single adjournment without a cause beyond his control.

7 With the aforesaid observation, the present appeal is allowed. All pending application(s), if any, also stand disposed of.

(ANOOP CHITKARA)
JUDGE

(SUKHVINDER KAUR)
JUDGE

16.03.2026
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Whether speaking/reasoned?	:	Yes/ No
Whether reportable?	:	Yes/ No