



RSA No.1901 of 2024 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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RSA No.1901 of 2024 (O&M)

Date of Decision:14.01.2026

SDO 'OP' SUB DIVISION, DHBVNL,NARWANA AND ANOTHER..Appellants

Vs

LOKESH

....Respondent

CORAM: *HON'BLE MR. JUSTICE HARKESH MANUJA*Present: Ms. Himani Anand, Advocate
for the appellants.Mr. D.P.S. Bajwa, Advocate
for the respondent (through VC).

HARKESH MANUJA, J. (Oral)

[1]. By way of present Regular Second Appeal, challenge has been made to judgment and decree dated 27.10.2021 passed by the learned Trial Court and judgment and decree dated 25.04.2024 passed by the learned First Appellate Court, whereby the suit filed by the respondent/plaintiff stands decreed.

[2]. At the very outset, learned counsel for the appellants as well as respondent submit 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 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]. In view of above, the present Regular Second Appeal is allowed and the judgments and decrees passed by the learned Trial Court as well as learned First Appellate Court are hereby set aside. However, the respondent would be at

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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.

[5]. Pending application(s), if any shall also stand disposed of.

January 14, 2026

Atik

Whether speaking/reasoned

Whether reportable

(HARKESH MANUJA)

JUDGE

Yes/No

Yes/No