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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 7851/2021**

ABDUL SALAM

..... Petitioner

Through **Mr. R.N. Dubey, Advocate.**

versus

BSES YAMUNA POWER LTD.

..... Respondent

Through **Mr. Manish Srivastava, Advocate**
with **Mr. Akhil Hasija, Advocate** for
BSES Yamuna Power Ltd.

Mr. Radhey Lal Sharma, Advocate
for respondent No.2 & 3.

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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27.01.2022

1. The hearing was conducted through video conferencing.
2. Reply stated to have been filed by respondent No.3 is not on record. Let the counsel check up with the Registry and have the same placed on record.
3. Learned counsel appearing for respondents No.2 and 3 submits that the petitioner has not contributed any amount towards electricity consumption from 2016 till it was disconnected in 2021.
4. He submits that in case petitioner were to pay his one-fourth share, he will have no objection to restoration of the electricity supply to the entire first floor of the property.



5. Learned counsel for the petitioner submits that petitioner is willing to pay his one-fourth share, provided respondents were to indicate as to what is the exact amount this is payable.
6. Accordingly, respondents No.2 and 3 are directed to furnish receipts of deposit made with respondent No.1 towards electricity consumption charges for the period w.e.f. 01.01.2016 2016 till the date meter was disconnected.
7. Respondent BSES Yamuna Power Ltd. is also directed to place on record the statement of accounts of the said connection, particularly, payments made in respect of the bills raised with effect from 01.01.20216 till it was disconnected.
8. Learned counsel for the petitioner submits that petitioner is willing to deposit the entire arrears claimed by respondent/BSES at the time of disconnection of electricity without prejudice to the rights and contentions of the parties and subject to adjustment and refund in case he succeeds in the petition.
9. Accordingly, petitioner is directed to deposit a sum of Rs. 80,000/- with BSES Yamuna Power Ltd. On deposit of the same, electricity connection to the first floor being CA No.151497135 shall be restored forthwith by BSES Yamuna Power Ltd.
10. List on 28.02.2022.



11. It is clarified that this deposit by the petitioner is without prejudice to the rights and contentions of the parties and subject to adjustment and further orders to be passed.

12. Copy of the order be uploaded on the High Court website and be also forwarded to learned counsels through e-mail by the Court Master.

SANJEEV SACHDEVA, J

JANUARY 27, 2022/NA