



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

227

RSA-1518-2019 (O&M)

Date of Decision: 21.05.2025

Siri Ram

.... Appellant

Versus

Dakshin Haryana Bijli Vitran Nigam Ltd. and others

.... Respondents

**CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA**

Present: - Mr. Amarpreet Singh, Advocate for  
Mr. Parveen Gupta, Advocate for the appellant.

Mr. BR Mahajan, Senior Advocate with  
Mr. Anil Chawla and Ms. Nikita Goel, Advocates  
for the respondents.

**NIDHI GUPTA, J. (ORAL)**

The appellant-plaintiff is in second appeal against the concurrent findings rendered by both the Court below whereby the suit for declaration with consequential relief of mandatory injunction filed by the appellant-plaintiff was dismissed.

At the very outset, it is submitted by the learned Senior Counsel appearing on behalf of the respondent-defendants that the learned trial Court had framed a definite issue regarding the maintainability of the suit in para No. 11 of the impugned judgment and decree dated 07.11.2015. However, it was found that the Civil Court had no jurisdiction in cases regarding theft of electricity. Accordingly, civil suit of the appellant-plaintiff was dismissed. The learned lower Appellate Court had also upheld the said findings of the learned trial Court while dismissing the appeal filed by the appellant-plaintiff vide judgment and decree dated 08.02.2019. It is further submitted that the said view of both



the Courts below is affirmed by a Division Bench of this Court vide judgment dated 14.05.2025 passed in **RSA-4181-2016** titled as **Mahesh Kumar vs. Sub Divisional Officer and Another** and other connected appeal(s), **Law Finder Doc Id # 2730461**, wherein, in the matters of theft of electricity there is complete ouster of jurisdiction of the Civil Courts.

Learned counsel for the appellant is unable to controvert the abovesaid legal position.

In view of the undisputed legal position as noticed above, the present second appeal stands **dismissed**.

Pending application(s), if any, shall stands disposed of.

21.05.2025  
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( **NIDHI GUPTA** )  
**JUDGE**

**Whether speaking/reasoned**    **Yes/No**

**Whether Reportable**            **Yes/No**