

2025:PHHC:085802



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

326

RSA-2839-2018 (O&M)

Date of Decision : 15.07.2025

BALDEV SINGH

.... Appellant

VERSUS

DAKSHIN HARYANA BIJLI VITRAN
NIGAM LTD. AND ANR

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : Mr. Munish Kumar Garg, Advocate and
Mr. Yuwan Singla, Advocate for the appellant.

Mr. Anil Chawla, Advocate for the respondents.

ALKA SARIN, J. (ORAL)

1. The plaintiff-appellant is in regular second appeal challenging the judgments and decrees passed by the Trial Court and the First Appellate Court whereby his civil suit and first appeal were dismissed.
2. 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 since been decided by the Hon'ble Division Bench of this Court in **RSA-4181-2016**, titled as '**Mahesh Kumar Versus Sub Divisional Officer & Anr.**' vide judgment dated 14.05.2025.
3. Faced with the same, learned counsel for the plaintiff-appellant seeks permission to withdraw the present appeal as well as his civil suit itself with liberty to avail the remedies as available in law.
4. Dismissed as withdrawn with the liberty aforesaid.

5. 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 plaintiff-appellant. Pending applications, if any, also stands disposed off.

15.07.2025

Aman Jain

(ALKA SARIN)

JUDGE

*NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: Yes/No*