

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

103

**CWP-14616-2014 (O&M)**

**Date of Decision : February 06, 2025**

**BABU DALIP CHAND MITTAL MEMORIAL EDUCATIONAL  
SOCIETY**

**-PETITIONER**

**V/S**

**PUNJAB STATE POWER CORP. LTD. AND ORS.**

**-RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present: Mr. Surinder Garg, Advocate  
for the petitioner.

Mr. Mukul Aggarwal, Advocate  
for the respondents.

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**KULDEEP TIWARI, J. (ORAL)**

**CM-1739-CWP-2025**

1. In deference to the directions issued by this Court on 21.01.2025, the instant application has been filed by the respondents for placing on record the affidavit of Er. Gaurav Kakkar, Addl. Superintending Engineer, DS Division, Punjab State Power Corporation Limited, Kotkapura.

2. The instant application is **allowed** and the affidavit is taken on record.

**CWP-14616-2014 (O&M)**

3. Through the instant writ petition, prayer is made for quashing the provisional demand notice No.167 dated 05.02.2010, whereby, demand of ₹ 3,57,573/- has been made from the petitioner.

4. A perusal of the affidavit (supra) reveals that, the final

assessment order has not yet been passed on account of pendency of *lis* before the District Consumer Disputes Redressal Forum and then before the State Consumer Disputes Redressal Commission.

5. Now, both the parties are *ad idem* that, the instant writ petition can be disposed of with direction to the competent respondent(s), amongst the respondents, to pass the final assessment order, but, by providing opportunity to the petitioner to file objection against the provisional demand notice (*supra*).

6. Consequently, the competent respondent(s), amongst the respondents, is directed to pass the final assessment order and the petitioner is at liberty to file objection against the provisional demand notice (*supra*) within 15 days from today.

7. The demand, as raised in the impugned provisional demand notice, shall remain stayed only till passing of the final assessment order.

8. Disposed of accordingly.

**February 06, 2025**  
**devinder**

**(KULDEEP TIWARI)**  
**JUDGE**

**Whether speaking/reasoned : Yes/No**  
**Whether Reportable : Yes/No**