



BEFORE THE ELECTRICITY OMBUDSMAN, HARYANA
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(Regd. Post)

Appeal No. : 38 of 2025
Registered on : 20.08.2025
Date of Order : 19.12.2025

In the matter of :-

Appeal against the order dated 21.07.2025 passed by CGRF, UHBVN Panchkula in case No 124 of 2025- Shri Balbir

Shri Balbir S/o Jitu, R/o VPO Atta, Tehsil-Samalkha,
Distt.- Panipat (Haryana)

Appellant

Versus

1. The XEN/OP, Division, UHBVN Samalkha
2. SDO, Op. Sub Division, UHBVN, Beholi

Respondent

Before:

Shri Rakesh Kumar Khanna, Electricity Ombudsman

Present on behalf of Appellant:

Shri Satish

Present on behalf of Respondents:

Shri Anil Kumar, SDO

ORDER

A. Shri Balbir S/o Jitu, R/o VPO Atta, Tehsil-Samalkha, Distt.- Panipat (Haryana) has filed an appeal against the order dated 21.07.2025 passed by CGRF, UHBVN, Panchkula in case No. 125 of 2025. The appellant has submitted as under:-

- 1) The Appellant is the owner and cultivator of the agricultural land measuring 25 Kanal situated along with road in Village Matroli Tehsil Bapoli Distt. Panipat Haryana bearing Khasra No. 20/2, 21/1, 16, 24/2, 25, 59/5.
- 2) That Appellant has an exclusive independent connection under self finance scheme at his premise and operating under account No. 7676872000.
- 3) That the Appellant is not opposing the electric supply from this point but the procedure & parameters they followed. the concerned beneficiaries is in greed of using all resources of the Appellant including land too. Even sharing of cost is not demanded by the Appellant, still the Appellant is being harassed by the officials of Sub-division Samalkha.
- 4) That the Respondents UHBVN without obtaining any consent, permission or executing agreement with the Appellant has illegally erected 11 KV electric supplying line passing through the agricultural land on 30 May 2025 in favour of its employee i.e Lineman Deepak s/o Ranbir (HKRN employee).
- 5) That it is pertinent to mention that all the concerned beneficiaries of this line have sufficient adjacent lands sharing the boundaries of Appellant's land there.
- 6) That this execution of works caused irreparable damage to standing crops as the line erected during the standing crops and affecting the agriculture operations like ploughing the fields.

That the said unauthorised construction violates :

- I) Right to Property under Article 300 A
- II) Electricity Act, 2003 particularly section 53(provision related to safety & electric supply),67-69, 128
- III) HERC Electricity supply code circular No. 29/2014 Regulations no. 4.4, 4.6, 4.8.3 4.16
- IV) Electricity Act 2003, section 56
- V) UHBVN Sales Circular No. U-21/2014.
- VI) The works of Licensee Rules 2006 section 3.
- VII) Rule 3 of The Works of Licensee Rules Electricity Act 2006
- VIII) Unauthorised trespassing on private property with the help of police.

IX) Damage to land value & agriculture productivity, Risk to the life & property.

- 7) That the Appellant approached the respondents/ multiple times through written complaints & Objection dated 08 May 2025, 09 May 2025, 13 May 2025, 14 May 2025, 30 May 2025, 03 June 2025, 05 Jun 2025& 10 Jun 2025, 15 Jun 2025, 02 Jul 2025& 04 Aug 2025 seeking revision of estimate and removal of electric lines but no satisfactory action has been taken by SDO Beholi Jitin Jangra & XEN Samalkha Mahender Singh Dhiman so far.
- 8) That a objection has been filed mentioning grievances dated 08 May 2025 has been already filed in the office of SDO Jitin Jangra against the proposed erection of 11 KV electric line and consider the alternatives present at the site. SDO Jitin Jangra has assured the Appellant then for not erecting lines through the land.
- 9) That all other alternatives shorter routes from the nearest feeding Transformer being shorter in length , possible, less cost, safe and convenient have not been used deliberately.
- 10) That one of beneficiaries lineman Deepak Kumar (HKRN employee) and his dear & near ones are working in the same sub- division office Samalkha.
- 11) That Vindod Kumar , Lineman(belongs to Appellant's village) being very close to Lineman Deepak and his family members after taking bribes of Rs. 1 Lakhs has changed the existing unapproved sketch of route of line prepared by the another detailed Lineman i.e Toufiq and prepared the new estimate & route of line through the Appellant's land.
- 12) That Lineman Vinod Kumar & Lineman Deepak with his father i.e Ranbir have cut the fruitful tree located at land illegally & secretly in the month of April. Later its came out that it was done for laying of the electric line.
- 13) That Lineman Vinod Kumar prepared the new sketch according to well planned with intent to damage the land value, harass, making the habitat inconvenient and dangerous for personal injury.
- 14) That being aggrieved, the Appellant filed complaint before the CGRF team in the office of XEN 'OP', Samalkha on 14 May 2025 seeking prevention of future unauthorised erection of line & poles through the agricultural land and revision of route of line to adjacent land of concerned consumers. SDO Jitin Jangra stated that it's matter of Right of way and we aren't erecting the line unless concerned parties agreed on this before CGRF team. CCTV footage of XEN office of 14 May 2025 can be checked for verification.
- 15) That no interim order passed restraining the Respondent from undertaking any construction , erection of line activities on the Appellant's land until final disposal of the complainant No. 124/2025 in the CGRF.
- 16) That on 14 May 2025 , complaint letter has also been submitted in the office of SDM, Samalkha regarding above said matter. Till date no action has been taken by the concerned SDO.
- 17) That SDO, Beholi Jitin Jangra and Rajbir JE has prevented us from taking legal approach by misleading & misrepresenting us before execution of works. They deliberately fooled us so that no higher authority or court could be approached timely.
- 18) That No notification has been given by the concerned office about the planned works to the Appellant in advance as per section 56 of Electricity Act, 2003 & regulations 131 HERC(Electricity supply code).
- 19) That on 30 May 2025 day Friday (intentionally last working day selected keeping in view of the Court's holiday) , the some department employee and about 30-40 policemen entering the Appellant' land without any prior intimation erected the 11 KV lines through the land.
- 20) That police force has been used by the department for this unauthorised works .The Appellant being old aged 60 years was thrashed and harrassed by the armed policemen. Some policemen have assaulted and abused the Appellant in front of villagers. The Appellant was pushed and took down on the ground in very inhuman behaviour.(Videos visuals available for ready reference). Intentionally reputation and prestige have been tarnished of the Appellant.

- 21) That transformer is deliberately installed at premises of the beneficiaries instead of proper place along the road . There is no way to the place where transformer installed.
- 22) That the SDO Beholi Jitin Jangra falsely declaring the existing Matroli AP feeder overloaded has changed the existing feeder to Atta AP feeder for his employee by giving undue advantage. In this matter, A RTI dated 15 June and 26 Jun 2025 have been filed in the office of XEN, Samalkha. However no information regarding the same have been provided by the department.
- 23) That on the same day 30 May 2025 around 4:30 PM , family members of Appellant have met the XEN, Samalkha Mahender Singh Dhiman and informed him about the latest position. He was asked that few days ago you assured us not erecting the line through the field but now exactly opposite of your words has been done. The he replied, although the route of line could be fixed along the road but the present one is still right. However if you wanted the line to be removed, for this you have to give some **खर्चा पानी** and Lineman Vinod Kumar would revise the current estimate. It would be cost around Rs 1-1.5 lakh. Sandeep Dhiman, SSA would guide your further about this. Being unable to give such hefty amount thereafter we returned to home. CCTV footage of XEN office can be checked on 30 May 2025.
- 24) That a complaint on the same day 30 May 2025 in the Ratri Therav of DC& ADC in Beholi village was submitted to ADC i.e Dr. Pankaj Kumar, IAS for resolving our issue. The same was forwarded to dept. However no action has been taken by the dept till date.
- 25) That on 03 Jun 2025 Appellant along with family members met with SDO Beholi Jitin Jangra in his office. Again he has given assurance of revising the current estimate and shifting of line. Thereafter a letter for revision of estimate and shifting of line has been written to him on same day.
- 26) That old existing LT lines has been dismantled there without any approval and unnecessary new 11 KV electric line with 5 poles has been connected to Atta AP feeder without any approval from competent authority.
- 27) That our requests with folded hands have been declined to wait till harvesting of standing crops in the field.
- 28) That no duty magistrate was appointed on that day for execution of this works.
- 29) That Rupees of lakhs of public funds is wasted for their personal interest of lineman Deepak (HKRN employee) and his family. Since the land of opposite parties comes in the way, hence the department diverted the HT line to longer route. As a result, larger amount of public funds was misused unnecessarily in erecting new 11KV lines despite presence of existing LT lines there and augmentation of transformer can be reduced by considering possible shorter route and proper place where even one HT pole and one or two spans of wire is sufficient for the cause.
- 30) That it is clearly evident that XEN Ms Dhiman, SDO Jitin Jangra, Sandeep Dhiman SSA, JE Rajbir, Lineman Vinod Kumar and Lineman Deepak(beneficiary) are involved in this act of corruption, bribery & conspiracy and planning with bad intention.

GROUNDS OF APPEAL

- 1) Ex-parte order dated 21 Jul 2025 in complaint No. 124/2025 is made by the CGRF purely based on reply of SDO Jitin Jangra (who is accused in various wrongdoings) in the absence of Appellant when the Appellant wasn't invited for hearing of the case
- 2) Ground 1: Violation of Statutory Provisions
 - 1) That the CGRF erred in not recognise the erection of 11 KV line without following due process under section 67-69 of the Electricity Act, 2003

Illegal and Unauthorised

- 2) That as per the section 68 of Electricity Act, 2003 no electric line can be placed or under any property without serving notice and obtaining necessary permission.
- 3) That the respondents failed to follow the mandatory procedure of :-
 - i) Serving proper notice under section 67
 - ii) Obtaining Consent or following the existing procedure & Rules
 - iii) Without taking action on objections/Complaints

- 3) Ground 2: Violation of Fundamental Rights
 - 1) That the unauthorised erection of electric lines violates the Appellant fundamental rights to property & right to livelihood under Article 19 (I)
 - 2) Violation of fundamental right to property under Article 300A of the Constitution
- 4) Ground 3: Procedural Violation and Natural Justice
 - 1) The principle of natural justice has been violated because the Appellant was not given adequate opportunity to present the case.
 - 2) Non-compliance with Right of Way Rules and Land Acquisition procedures
 - 3) Availability of alternative land belonging to beneficiaries .
 - 4) Unauthorized occupation and use of private land without due process

5) The appellant has new evidence of Violation, Corruption & Misuse of power conferred by the department.

RELIEF SOUGHT

In view of the above facts & circumstances, The Appellant respectfully submits before this Hon'ble Commission and prays for the following reliefs:

- 1) Set aside the impugned Ex-parte order dated 21 Jul 2025 passed by the CGRF, Panchkula in case No. 124/2025.
- 2) Direct the Respondents to immediately remove the unauthorised 11 KV electric line from the Appellant's agricultural land and shift the same to the available alternative land of the exclusive beneficiaries of this line. Copy of ownership of their land is Annexed herewith for your ready reference.
- 3) Direct the Respondent to restore the affected land & borewell to its original condition as this HT line has adversely affected it badly and poses serious risks to the life . It also makes our habitat & fruit trees prone to electrocal accident as line is about to touch trees. These poses serious safety concern & may be resulted in fatal and Non-fatal accident of living beings due to electrocution. In addition, even Submersible motor of the tubewell with pipes could not be pulled out from borewell because overhead lines comes in contact with pipes while doing repairing work.
- 4) Order the Respondent to pay the adequate compensation of damages to the Appellant for:
 - I) Loss of productive use of land due to unauthorized occupation Damage to crops/vegetation caused during line installation. Mental harassment and inconvenience suffered. Loss of development potential of the affected land.
 - II) Loss of khariff season crops due to false assurance given by the SDO, Beholi Jitin Jangra. No crop is sown on the affected land.
- 5) Direct the Respondents to follow the process under above mentioned sections of the Electricity Act 2003.
- 6) Pass any other order as this Hon'ble commission may deem fit and proper in the facts and circumstances of the case in the interest of justice.

Prayer

In view of the facts and circumstances stated above, it is most respectfully prayed that this Hon'ble Commission may be pleased to Accept the present appeal. Set aside the impugned ex-parte order dated 21.07.025. provide the justice to the affected appellant.

B. The appeal was registered on 20.08.2025 as an appeal No. 38 of 2025 and accordingly, notice of motion to the Appellant and the Respondents was issued for hearing the matter on 09.09.2025.

C. Hearing was held on 19.09.2025, as re-scheduled. Wherein both parties were physically present. SDO respondent intimated that a court case has been filed by Sh. Tikka Ram vide Court case No. 433/2025 dated 01.09.2025 wherein the next date of hearing in the matter is on 29.09.2025 Hon'ble court has passed an order

to Respondent SDO, OP, S.Divn, Behouli to maintain Status Quo in the ibid case. The Appellant has also submitted the copy of the proceeding held in the District Grievances committee meeting held under the Chairmanship of Hon'ble minister Sh. Krishan Kumar Bedi on dated 05.09.2025 wherein appellant agreed to the suggestion offered in the meeting.

Since, matter is now sub judices to Hon'ble court this forum cannot pass further order in the matter, thus, respondent SDO has been directed to intimate the status of court case before the next -date of hearing.

The case is adjourned and now will be heard on 16.10.2025.

D. On 19.09.2025, respondent SDO has submitted as under:-

"Kindly refer to hearing held on 19.09.2025 in subject cited case. As discussed in the hearing other party lodged case against UHBVN in Civil Court, Samalkha in which Court direct both the parties to maintain status quo vide order dated 08.09.2025 (copy enclosed). The next date of hearing is 29.09.2025. to further proceed in the matter kindly allowed/ alot undersigned some other date of next month for hearing the case."

E. Vide email dated 15.10.2025 respondent SDO has submitted which is as under:-

"Kindly reference to your office Memo no. 1504/EO/HERC/Appeal No. 38/2025 dated 19.09.2025, it is to inform you that the case No. 124/2025 dated 16.05.2025, filed by Sh. Tika V/S UHBVN in the same matter is already sub judice before the Hon'ble Court of Sh. Sanjay, SDJM (Senior Division), Samalkha, vide Civil Suit No. 433/2025. The next date of hearing in the above-mentioned court case is 27.10.2025. Therefore, no further action in the subject matter can be taken at this stage, as the issue is presently under judicial consideration. Further necessary action in this matter shall be taken as per the directions and orders of the Hon'ble Court."

This is submitted for your kind information, please.

F. Hearing was held on 16.10.2025, as scheduled. The appellant Shri Balbir S/o Sh. Jitu submitted an application for exemption from personal hearing in appeal no. 38 of 2025 vide email dated 15.10.2025. The respondent SDO was absent during hearing which has been viewed very seriously by the Forum. SE/OP, Panipat is hereby directed to call explanation of SDO/Operation, Sub Division, Beholi (respondent) for being absent during hearing scheduled today i.e. on 16.10.2025.

Furthermore, SDO/OP, Beholi Sub Division, Panipat has intimated to the forum vide his letter bearing memo no. 1882 dated 15.10.2025 that the matter titled Sh. Tika vs. UHBVN wherein Civil Suit No. 433/2025 is pending before Hon'ble Court of Sh. Sanjay, SDJM (Senior Division), Samalkha which is adjourned for next date i.e. 27.10.2025.

Since, vide order dated 08.09.2025 the Hon'ble Court has directed both the parties of Civil Suit No. 433/2025 to maintain Status quo qua suit property and the same has been extended vide order dated 29.09.2025 to be heard on 27.10.2025.

Keeping in view the request application made by the appellant and status report submitted by SDO regarding Civil Suit No. 433/2025 in the ibid matter any order passed by this forum will ultra vires the scope of this forum.

Therefore the case is adjourned and now will be heard on 19.11.2025.

G. Hearing was held on 19.11.2025, as scheduled. Both the parties were present during the hearing physically. The respondent SDO vide his letter dated 18.11.2025 informed that a case bearing no. CS/433/2025 titled Sh. Tika vs. UHBVN is sub-judice before Hon'ble Court of Sh. Sanjay, SDJM (Senior Division), Samalkha wherein stay order has been given by Hon'ble Court and the stay has been extended to 04.12.2025.

It was further informed that the very infrastructure for which the present appeal titled Balbir Singh S/o Sh. Jitu vs. UHBVN is under consideration is under stay by the Hon'ble Court. It is further requested that keeping in view the matter sub judice to the Court the proceeding may be held in abeyance till decision of the Hon'ble Court. The reply submitted by the SDO was handed over to representative of the appellant who has submitted a letter vide which he has challenged admissibility of the Court proceedings under section 145 of the Electricity Act, 2003 in support of his application, the appellant has submitted judgment titled Haryana State Electricity Board vs. Mam Chand decided in 2016 and A.Kaleur Rahman vs. P.Kannan decided in 2019.

The case is adjourned and now will be heard on 10.12.2025.

H. On 19.11.2025, respondent SDO has submitted as under:-

With due respect and humble submission, it is submitted as under:

That a civil suit titled Tikka vs. UHBVN, bearing Case No. CS/433/2025, is presently sub-judice before the Hon'ble Additional Civil Judge (Senior Division), Samalkha.

That the Hon'ble Court has been graciously pleased to grant an interim stay with respect to the infrastructure that has been erected in the matter. The said infrastructure was laid by UHBVN for the sole purpose of feeding the transformer after sanctioned load extension in favour of Sh. Balbir Singh from his agricultural fields.

That the case was listed for hearing on 04.11.2025, on which date the Hon'ble Court kindly extended the interim stay already granted.

That the Nigam is diligently contesting the said suit through its engaged counsel and is abiding by all directions of the Hon'ble Court in letter and spirit.

That a certified/true copy of the court order dated 27.10.2025 is respectfully enclosed herewith for the kind perusal of the Hon'ble Electricity Ombudsman. The next date of hearing is fixed as 04.12.2025 and the interim stay has been graciously extended till the said next date.

That since the very infrastructure and the related issues forming the subject matter of the present appeal titled Sh. Balbir Singh S/o Sh. Jitu vs. UHBVN are already under stay by the Hon'ble Court of Sh. Sanjay, Additional Civil Judge (Sr. Division), Samalkha, it is most respectfully prayed that the same may kindly be taken on

record and the present proceedings be kept in abeyance till the decision of the Hon'ble Civil Court, in the interest of justice.

This is submitted for the kind consideration and necessary directions of the Hon'ble Electricity Ombudsman, please.

I. On 19.11.2025, the appellant (Sh. Staish Kumar, S/o Sh. Balbir submitted as under:-

With due respect following lines are submitted in appeal no. 38/2025 are as follows:

- (i) That the civil suit titled Tikka vs. UHBVN bearing no. 433/2025 by the legal heirs of Tikka on 01st September 2025 has no locus standi and legal rights to intervene the judicial proceedings of my appeal no. HERC.
- (ii) That section 145 of the Electricity Act, 2003 restrict jurisdiction of the Civil Court from entertaining suits related to technical matters covered under the electricity act as clarified by the Supreme Court in the case of Haryana State Electricity Board vs. Mam Chand. In which clearly mentioned that cases involving technical disputes in sectors such as electricity, tele communication and finance may refer this judgment to argue for the necessity of specialized forum or authorities to handle such technical issues.
- (iii) That for such issues special statutory authority are established under specific electricity act, 2003 to oversee and regulate the matter. In this case, electricity regulatory commission is a specialized authority established.
- (iv) That as this case is concerned, there is no violation of rules and regulations of HERC and Electricity Act, 2003.
- (v) That regulatory Commission has exclusive jurisdiction to entertain over case and resolve. That petition is filed in civil court to initiate the court, Samalkha in case no. 433 that already judicial proceedings are progressed in Haryana Electricity Regulatory Commission, Panchkula on the same subject matter.
- (vi) That present suit is frivolous and not maintainable by rules or on facts. It has been filed with malafide intention to disturb the proceedings and prevent legitimate relief.
- (vii) That HERC itself has the same power as a Civil Court for its own proceedings in my case.

Therefore, in view of the above, you are requested to kindly bar the civil case to intervene in my appeal no. 38 of 2025 and provide the relief as it deems fit in the interest of justice.

Thus, it is prayed that proceedings may be continued to the final decision of HERC.

J. Hearing was held on 18.12.2025, as re-scheduled. Both the parties were present during the hearing physically and during the hearing respondent SDO, Sub Division Beholi vide his office memo no. 2213 dated 16.12.2025 has submitted that the case is sub judice on the Hon'ble Court of Additional Civil Judge, Sr. Division, Samalkha and there is a stay in the case. He has also supplied the copy of judgment pronounced on 09.12.2025. furthermore, Sh. Satish S/o Shri Balbir R/o VPO Atta,

Tehsil-Samalkha, Distt.- Panipat has submitted that there petition in the civil suit no. 433 of 2025 in the Samalkha Court i.e. Tikka Vs. UHBVN has been allowed and they have been made defended no. 4.

Decision

After hearing both the parties and going through the record made available on file in the present appeal no. 38 of 2025 and the copy of the judgment submitted judgement dated 09.12.2025 in the Civil Suit No. 433 of 2025 sub-judice before Hon'ble Court of Additional Civil Judge, Sr. Division, Samalkha. It has been decided as under:-

1. The present appeal has been preferred under the relevant provisions of the Electricity Act, 2003, read with the Haryana Electricity Regulatory Commission (Guidelines for Establishment of Forum for Redressal of Grievances of Consumers, Electricity Ombudsman and Consumer Advocacy) Regulations, 2020, against the decision of the Consumer Grievances Redressal Forum or the underlying grievance pertaining to the installation and proposed shifting of a 63 KVA transformer and associated electric line passing through the agricultural fields of the appellant and the plaintiff in the related civil suit.
2. The brief facts, as emerging from the record, are that the appellant had raised objections before the respondent regarding the installation of the transformer and high-tension electric line, which allegedly passes through the center of his agricultural field (Killa), causing interference with his rights. The matter was placed before the District Grievances Committee, Panipat, which, vide order dated 05.09.2025, directed the shifting of the power line through the dola line of the fields belonging to the appellant and the plaintiff (Sh. Tikka) instead of the mid-Killa route. Aggrieved by the non-compliance on related issues, the appellant approached this office vide the instant appeal.
3. During the proceedings, the respondent, vide letter dated 18.11.2025 from the Sub-Divisional Officer (OP), Beholi Sub-Division, UHBVN, Panipat, informed this office that the infrastructure in question is also the subject matter of a civil suit bearing No. CS/433/2025, titled *Sh. Tikka vs. UHBVNL & Others*, pending before the Hon'ble Court of Sh. Sanjay, Additional Civil Judge (Senior Division), Samalkha. In the said suit, an interim stay had been granted and extended up to 04.12.2025, restraining interference with the existing installation.
4. The representative of the appellant, Sh. Satish Kumar, cited two judgments to challenge the admissibility and maintainability of the civil court proceedings under Section 145 of the Electricity Act, 2003: (i) *Haryana State Electricity Board vs. Mam Chand* (Supreme Court of India, 2006), and (ii) *A. Kaleur Rahman vs. P. Kanna* (Madras High Court, 2019). Upon perusal, the judgment in *Haryana State Electricity Board vs. Mam Chand* holds that the Electricity Act, 2003, constitutes a complete code for matters relating to assessment and unauthorized use of electricity, with Section 145 barring civil courts from exercising jurisdiction over disputes empowered to be determined by designated authorities under the Act, such as assessing officers or appellate bodies. The matter was remitted for fresh consideration in light of these provisions. Similarly, in *A. Kaleur Rahman vs. P. Kanna*

Kanna, the Madras High Court struck off a plaint seeking an injunction against granting an electricity connection, reiterating the bar under Section 145 on civil courts entertaining suits or granting injunctions in respect of actions taken or to be taken under the powers conferred by the Electricity Act, 2003, and directing parties to avail statutory remedies.

5. These judgments underscore the legislative intent to oust civil court jurisdiction in specified electricity-related disputes to ensure specialized adjudication. However, in the instant case, the Hon'ble Civil Court at Samalkha has already taken cognizance of the suit, granted interim relief, and proceeded with the matter.
6. Further, vide order dated 04.12.2025 in the aforesaid civil suit, arguments on the application under Order 1 Rule 10 of the Code of Civil Procedure, 1908 (CPC), filed by the present appellant (Sh. Balbir Singh) seeking impleadment as a defendant, were adjourned to 10.12.2025. Subsequently, vide detailed order dated 09.12.2025 (pronounced on even date), the Hon'ble Court allowed the application, holding that the appellant is a necessary and proper party, as his rights are directly affected by the installation and proposed shifting of the electric line. The Court observed that the appellant's objections formed the basis for the respondent's actions, and impleading him would avoid multiplicity of litigation, enable effective adjudication of the controversy, and ensure that the rights of all affected parties are determined on merits, notwithstanding the principle of *dominus litis*. The suit was adjourned to 05.01.2026 for filing an amended title and plaint.
7. In view of the latest developments, the subject matter of the present appeal is now sub judice before the Hon'ble Civil Court, where the appellant has been impleaded as a defendant. Any further proceedings or decision by this office on the merits of the appeal may lead to parallel adjudication, potential contradiction in findings, and infringement upon the judicial process already underway. While the cited judgments raise pertinent questions on the maintainability of civil suits in electricity disputes under Section 145 of the Electricity Act, 2003, it is not for this office to preempt or comment upon the jurisdiction assumed by the Hon'ble Court, which has entertained the suit and issued orders thereon.
8. To prevent multiplicity of proceedings, ensure comity between forums, and serve the ends of justice without conferring undue advantage to any party, it is deemed appropriate to dispose of the present appeal at this stage. The parties are at liberty to raise all available contentions, including those on jurisdiction under the Electricity Act, 2003, before the Hon'ble Civil Court at Samalkha, which shall decide the matter in accordance with law. Nothing in this order shall be construed as an expression of opinion on the merits of the dispute or the maintainability of the civil suit. Also, as per regulation HERC/48/2020 2.27 (a), the appeal no. 38 of 2025 stands disposed of.

Both the parties to bear their own costs. File may be consigned to record.

Given under my hand on 19th December, 2025.

Sd/-

**(Rakesh Kumar Khanna)
Electricity Ombudsman, Haryana**

Dated:19.12.2025

CC-

To

1. Shri Balbir S/o Jitu, R/o VPO Atta, Tehsil-Samalkha, Distt.- Panipat (Haryana) Email satishantill@gmail.com
2. The Managing Director, Uttar Haryana Bijli Vitran Nigam Limited, Vidyut Sadan, IP No.: 3&4, Sector-14, Panchkula (Email md@uhbvn.org.in).
3. Legal Remembrancer, Haryana Power Utilities, Shakti Bhawan, Sector- 6, Panchkula (Email lr@hvpn.org.in).
4. The Chief Engineer (Operation), Uttar Haryana Bijli Vitran Nigam Limited, Vidyut Sadan, IP No.: 3&4, Sector-14, Panchkula (Email ceoppanchkula@uhbvn.org.in).
5. The SE (Operations), Panipat, 132 KV Sub Station, Power House colony near Sugar Mill, Gohana Road Panipat (Email seoppanipat@uhbvn.org.in)
6. XEN/OP Samalkha, New UHBVN Complex, Near 220 KV, HVNP Power House, Durga Colony, GT Road Samalkha (Email xenopsamalkha@uhbvn.org.in)
7. SDO/OP Beholi Sub Division, UHBVN, Panipat, New UHBVN Complex, near 220 KV HVNP power house Durga Colony GT Road, Samalkha (Email sdoopbeholi@uhbvn.org.in)

