**COURT OF THE LOK PAL (OMBUDSMAN), ELECTRICITY, PUNJAB,**

 **PLOT NO. A-2, INDUSTRIAL AREA, PHASE-1,**

**S.A.S. NAGAR (MOHALI).**

 **APPEAL NO. 61/2019**

**Date of Registration : 29.10.2019**

**Date of Hearing : 19.12.2019**

**Date of Order : 19.12.2019**

**Before:**

**Er. Gurinder Jit Singh, Lokpal (Ombudsman), Electricity, Punjab.**

**In the Matter of :**

 Karanjit Singh,

# 138, New Green Park Colony,

 Jhill Road, Patiala

 ...Petitioner

 Versus

Additional Superintending Engineer,

DS West Division,

PSPCL, Patiala

 ...Respondent

**Present For:**

Petitioner : Er.R.S.Dhiman

 Petitioner’s Representative

Respondent : Er.Jatinder Garg

 Addl.Superintending Engineer,

 DS West Division,

 PSPCL, Patiala

**O R D E R**

 Before me for consideration is an Appeal preferred by the Petitioner which was registered in this Court on 29.10.2019 against the order dated 14.10.2019 of the Consumer Grievances Redressal Forum (Forum), Patiala in Case No. CGP-241 of 2019, deciding that :

*“ The defaulting amount of Rs.84,743/- pertaining to the Account No.3000027971 has been rightly charged to Sh.Karanjeet Singh s/o Sh. Amar Singh bearing Account No.3004732699 as per Regulation 30 of Supply Code-2014.*

 *Further the consumption of the Petitioner for the period 14.07.2018 to 06.07.2019 and from 06.07.2019 to 07.09.2019 be clubbed and divided equally during this period and revised bill be issued accordingly”.*

2. A copy of the Appeal was forwarded to the Additional Superintending Engineer, DS West Division, PSPCL, Patiala (Respondent), vide letter No.1034/OEP/A-61/2019 dated 29.10.2019, for taking necessary action/furnishing parawise comments (duly supported by copies of requisite documents) within 15 days of receipt of the said letter in terms of provisions contained in Regulation 3.19 and 3.20 of the PSERC (Forum and Ombudsman) Regulations-2016. The Respondent was also directed to send a copy of the reply/parawise comments to the Petitioner for filing rejoinder, if any.

 In response, the Addl. S.E, DS West Division, Patiala, vide letter No.7922 dated 19.11.2019, sent the reply/comments to this Court.

3. Hearing in the case was fixed for 19.12.2019 at 12:00 hours and both the Petitioner and the Respondent were directed telephonically and also vide Memo No.1150-1151/OEP/A-61/2019 dated 09.12.2019 to attend the hearing in this Court on the said date and time.

4. In response to the aforesaid reference of this Court, the Addl. S.E. DS West Division, PSPCL, Patiala informed, vide letter No.8527 dated 12.12.2019 that the Petitioner had expressed satisfaction with the decision dated 01.10.2019 ( actual date 14.10.2019) and attached a copy of application from the Petitioner stating as under:

*"*ਬੇਨਤੀ ਹੈ ਕਿ ਮੈਂ ਖਾਤਾ ਨੰ 3004732699 ਦਾ ਕੇਸ CGRF ਦੇ ਫੈਸ਼ਲੇ ਵਿਰੁੱਧ ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਵਿੱਚ ਲਵਾਇਆ ਸੀ। ਮੈਂ CGRF ਦੇ ਫੈਸ਼ਲੇ ਨਾਲ ਸੰਤੂਸਟ ਹਾਂ ਅਤੇ ਬੇਨਤੀ ਕਰਦਾ ਹਾਂ, ਕਿ ਮੇਰਾ ਕੇਸ ਵਾਪਸ ਲਿਤਾ ਜਾਵੇ ਅਤੇ ਮੈਂ CGRF ਦੇ ਫੈਸ਼ਲੇ ਦੇ ਵਿਰੁੱਧ ਕੋਈ ਅਪੀਲ ਨਹੀ ਕਰਨਾ ਚਾਹੁੰਦਾ।"

5. Therefore, the Petitioner and the Petitioner’s Representative (PR) were directed, vide SMS Messages dated 16.12.2019, to attend this Court on 1912.2019 at 12:00 hours. Simultaneously, the Addl. S.E, DS West Division, PSPCL, Patiala was also directed vide WhatsApp message dated 16.12.2019 and also telephonically to attend this Court or depute its authorised Representative on the said date and time.

6. The hearing dated 19.12.2019 was attended by the representatives of both the Petitioner and the Respondent-PSPCL. However, the Petitioner did not turn up on the said date despite of the issuance of various references/SMSs.

7. During the course of hearing, PR requested, on behalf of the Petitioner, for withdrawal of the case by submitting an application stating as under:

“*The Petitioner in Appeal No.61 of 2019 has asked me to withdraw his appeal as he has settled the matter amicably with his brothers. He (Sh.Karanjit Singh) has already taken the Case File back from me. He is satisfied with the decision of the Forum in Case No.CGP-241 of 2019*”.

8. The Respondent, on its part, did not object to the withdrawal of the present Appeal and submitted a certificate(duly signed) mentioning as follow:

“*It is certified that Sh.Karanjit Singh has deposited total amount including the disputed amount as decided by the CGRF. It is only for information of the Court*”.

9. From the above, it is evident that the Petitioner has not turned up for hearing in this Court today i.e. 19.12.2019 despite repeated references by this Court as well as by the office of the DS West Division, PSPCL, Patiala and its Representative has requested this Court(by appearing in person) for withdrawal of the Appeal preferred in this Court. At the same time, the Respondent has not objected to the withdrawal of the Appeal filed by the Petitioner in this Court.

10. Accordingly, the request of the Petitioner and its representative has been accepted and the case is dismissed as withdrawn.

(GURINDER JIT SINGH)

December 19, 2019 Lokpal (Ombudsman),

S.A.S. Nagar (Mohali) Electricity, Punjab.