

HIGH COURT OF SINDH AT KARACHI

C.P.No.D-4404 of 2016

Date

Order with signature of Judge

1. For orders on Misc. No.21753/2016 (Stay)
2. For Hearing of Main Case.

05.05.2017.

Mr. Malik Muhammad Ejaz, advocate for the petitioner.

Mr. Ashfaq Rafiq Janjua, Assistant Attorney General.

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The instant petition has been filed with the prayer to grant temporary electricity connection and to give instructions to the respondents to issue corrected bill. Mr. Malik Muhammad Ejaz, advocate for the petitioner is in attendance and states that since petitioner has no electricity connection in the flat, hence the respondents may be directed to issue temporary electricity connection to the petitioner. He has further reiterated that an exorbitant bill of Rs.7,10,000/- has been issued by K-Electric to the petitioner.

Learned counsel for the respondents at the very outset questioned the maintainability of this petition and states that the petitioner without availing efficacious remedy available to him has filed the instant petition, hence the same is not maintainable and is liable to be dismissed.

We have heard both the learned counsels and have perused the record. Counsel for the petitioner during the course of arguments stated that an approach to the Electric Inspector has been made by filing an application for redressal of his grievance but the same was rejected. He was categorically asked a question, that whether the petitioner has filed any Appeal /Revision before the concerned authority against the order passed by the Electric Inspector, to which the counsel for the petitioner has replied in negative. We are of the view, that the instant petition is not maintainable since the petitioner has approached this court without availing the efficacious remedy as available to him under Electricity Act 1932. We, therefore, direct the petitioner to avail remedy as provided to him under the law. It may be, however, observed that this Court has on account of deciding the matter on the ground of maintainability has not gone into any issue as to the installation of electricity connection in a building with/without any approved plan.

JUDGE

JUDGE

