

IN THE COURT OF SENIOR CIVIL, JUDGE
LAHORE.

Civil Suit No. _____/2024

MUHAMMAD IMRAN Ali Son Of Muhammad Arif, Resident of Shehzad Road, Ward No. 15, Kahna Nau, Lahore.

PLAINTIFF

VERSUS

1. **LAHORE ELECTRICITY SUPPLY COMPANY LIMITED**

(LESCO), Lahore through its Chief Executive, 22-A Queens Road, Lahore.

2. XEN WAPDA/ LESCO, Sub-Division Kot Lakhpat Division, Lahore.

3. Sub-Divisional Officer, Sub-Division Kahna Sub Division, Lahore.

4. Revenue Officer, WAPDA/ LESCO Kot Lakhpat, Lahore.

DEFENDANTS

SUIT FOR DECLARATION WITH PERMANENT & MANDATORY INJUNCTION.

RESPECTFULLY SHEWETH: -

1. That the relevant facts to the present adjudication are formulated herein-below for the kind consideration and perusal of this Honourable Court that the plaintiff is using an electricity connection under reference No. 12 11535 1443701U and customer I.D. No.7318999,

situated under feeder Kahna City, Sub-Division Kahna, Division Kot Lakhpat, Lahore which was installed at the property of the plaintiff and right from the installation of the said connection, the plaintiff is regularly paying all the electricity bills without any default and bare perusal of the billing history speaks volume that the plaintiff has had discharged his all the obligations up-till date towards the payment of electricity bills and this fact is fully countenanced from the perusal of the aforementioned history.

2. That in the month of September 2022, the defendants illegally, unlawfully and without any legal justification issued a bill to the plaintiff amounting to the tune of Rs. 85,559/- to the plaintiff upon which the plaintiff approached the defendants with a request to remove the illegitimate arrears amount of Rs. 84,709/- from the said bill and issue current bill to Rs. 850/- but the defendants remained reluctant and did not accept the request of the plaintiff, pursuant to which the plaintiff filed a civil suit titled as "Muhammad Imran Vs. Lesco etc" Suit For Declaration With Permanent Injunction, before this Honorable Court and this Honorable Court vide order dated 11.11.2022 directed the defendants to issue current bill of Rs. 850/- to the plaintiff and also directed to mention the disputed amount of Rs. 84,709/- in the column of deferred amount.
3. That afterwards, the plaintiff was regularly paying the current bill against the aforementioned connection to the defendants in compliance of order dated 11.11.2022 passed by this Honorable Court and thereafter the electricity meter of the plaintiff due to heavy rain had

become out of service and was not working properly upon which the plaintiff approached the defendants with a written application to replace the same but the defendants did not take any action upon the seriousness and genuineness of the matter and procrastinated the matter for one or the other pretext and did not redress the grievance of the plaintiff.

4. That afterwards, the defendants illegally and unlawfully while violating the order of this Honorable Court disconnected the electricity meter of the plaintiff and got lodged an FIR No. 8323/24 Under Offence 462-I Electricity Act, Police Station Kahna, Lahore and issued a detection bill to the tune of Rs. 2,55,000/- approximately.
5. That it is pertinent to mention here that after complete investigation by the Superior Police Officials, the said FIR was quashed/ discharged being devoid of any legal and legitimate justification for which the plaintiff approached the defendants and requested to reinstate/ restore the electricity of the plaintiff and issue current bill but the defendants neither restore the connection of the plaintiff nor issued current bill and prolonged the matter for no reasons.
6. That the cause of action firstly accrued in favor of the plaintiff and against the defendants firstly when the electricity meter of the plaintiff became out of service, secondly two weeks ago when the defendants promised to restore the electricity connection of the plaintiff and also promised to issue current bill upon which the same promised to do so but later on lingered on the matter for

one or the other pretext and lastly one week ago when the Defendants flatly refused to accede the legal and legitimate request of the plaintiff and the same is recurring as well, hence the instant suit.

7. That the parties to the suit belong to Lahore and cause of action also accrued at Lahore, hence this Honorable Court has got jurisdiction to adjudicate upon the instant suit.
8. That the value of the suit for the purpose of court fee and jurisdiction is fixed at Rs. 2,55,420/- which is exempted from the levy of court fee under the law.

PRAYER :-

In view of the above, it is, therefore, most respectfully prayed that the instant suit may very kindly be decreed in favor of the plaintiff and against the Defendants while declaring the bill of month of November 2024 as illegal, unlawful having no effect upon the rights and liabilities of the plaintiff, whereby directing the defendants to restore the electricity meter of the plaintiff and also issue current bill in the supreme interest of justice and fair play.

Any other relief which is Honorable deems fit and appropriate may also be awarded.

PLAINTIFF

THROUGH

**KHAULA NORR VIRK
KHAN**

MUHAMMAD IRFAN ASIF

Advocate High court Advocate High court

ASIF NOSHAHI LAW FIRM

21-22 F 1ST Floor Chauburji Tower, Chauburji Lahore.

VERIFICATION:

Verified on Oath at Lahore, that contents of Paras No.1 to 5 are true according to my knowledge and those of remaining Paras No.6 to 8 are correct according to my information and belief.

PLAINTIFF

IN THE COURT OF SENIOR CIVIL JUDGE, LAHORE

In Ref: -

Muhammad Imran Arif

VERSUS

Lahore Electricity Supply Company Limited

(Suit For Declaration, Permanent And Mandatory Injunction).

**APPLICATION UNDER ORDER 39 RULE 1&2 READ WITH SECTION 151 CPC
FOR GRANT OF STAY.**

Respectfully Sheweth:-

1. That the petitioner/plaintiff has filed an accompanying suit in this Honourable Court on very strong grounds and there is every likelihood of its success.
2. That the grounds incorporated in the accompanying plaint may please be read as an integral part of this application.
3. That the grounds taken in the accompanying suit make out prima facie a very strong case for grant of stay.
4. That the balance of convenience lies in favour of the petitioner/plaintiff and against the defendants.
5. That if stay is not granted, plaintiff shall suffer irreparable loss and injury.

PRAYER

It is therefore, most respectfully prayed that during the pendency of instant suit the respondents/ defendants may kindly be ordered to restore the electricity

meter of the of the plaintiff and issue current bill for the month of November 2024 in the supreme interest of justice and fair play.

Ad-interim injunction till decision of this application is also prayed for.

PETITIONER/PLAINTIFF

Through

COUNSEL

IN THE COURT OF SENIOR CIVIL JUDGE, LAHORE

In Ref: -

Muhammad Asim Shahzad Khan

VERSUS

Lahore Electricity Supply Company Limited

(Suit For Declaration, Permanent And Mandatory Injunction).

**APPLICATION UNDER ORDER 39 RULE 1&2 READ WITH SECTION 151 CPC FOR
GRANT OF STAY.**

AFFIDAVIT OF MUHAMMAD IMRAN Ali Son Of Muhammad Arif Resident of Shehzad Road, Ward No. 15, Kahna Nau, Lahore.

I, the above named deponent do hereby solemnly affirm and declare as

under:-

That the facts contained in the accompanying application for grant of stay are true and correct to the best of my knowledge and belief and nothing has been concealed therefrom.

Deponent

VERIFICATION

Verified on oath at Lahore, that the contents of above affidavit are true and correct to the best of my knowledge and belief.

Deponent